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MARBLEHEAD TOWN RECORDS.

ANNOTATED BY WILLIAM HAMMOND BOWDEN.

It is not without significance that the first page of the records of the town should deal with the problems of the land of the township, for those problems constantly recurred throughout the history of seventeenth century Marblehead — indeed, the controversy re-echoed faintly two hundred years later when in 1876[1] an attempt was made to prevent the building of Abbot Hall on the ground that the town did not and never had owned the proposed site. The Common, it was argued, belonged to that vague and elusive body, the Commoners of Marblehead.

To understand the early records is impossible without a clear grasp of the origin and rights of the various classes of farmers, commoners and non-commoner inhabitants. Their origin is one and the same with the origin of the town.

On May 6, 1635 the General Court[2] consented that Marblehead be a Plantation, Salem and John Humphrey, Esq., selling land to the inhabitants as needed. A Plantation made the little collection of houses and fishing stages around Little Harbor into a sort of corporation for business purposes, though still politically dependent on Salem. The Plantation may well have resulted from some business reorganization of the fishery resulting from the departure of Isaac Allerton. On Nov. 2, 1636,[3] Salem ordered for the furthering of the fishing trade that

[1] Samuel A. Fabens et al in equity vs. Inhabitants of Marblehead et als, April 17, 1876.

[2] Records of The Colony of Massachusetts Bay in New England, Vol. I, p. 147.

[3] Town Records of Salem, Essex Institute reprints, Vol. I, p. 27.

no land be sold at Marblehead save as is usually given by the Town to fishermen. This appears to be directly contrary to the order of the General Court, but it may easily have been inspired by the leaders at Marblehead who would not be anxious to see their crews turn from fishing to farming. At any rate, it appears to have had little effect, for in 1641[4] the people at Marblehead were permitted to lay out their own land under the supervision of one Salem selectman. On Dec. 12, 1648,[5] Salem allowed Marblehead to be a town by itself and on May 21, 1649,[6] the General Court confirmed the action of Salem. The limits of the town were the utmost extent of Mr. Humphrey's farm.

Col. John Humphrey had been granted his land on May 2, 1636, by Salem, subject to the right of the Plantation at Marblehead to purchase. It appears from testimony in later cases[7] that when the town was being formed, certain men, leaders in the old Plantation, raised the money to buy out John Humphrey. It was probably paid in instalments beginning in 1648 and ending in 1655 when the deed was passed. The shares in the farm were represented by ten-acre lots which were probably not so much actual individual plots of land (though in course of time they tended to become so) as tokens of proportionate participation in the purchase.

The result of these transactions was the appearance of the three classes of farmers, commoners, and non-commoners. The farmers were the purchasers of Mr. John Humphrey's farm; they included probably some new men as well as the chief figures in the old Plantation. The commoners (who might also be farmers) were the early settlers, the men who had formed the Plantation and paid for the minister; on the formation of the town all the unoccupied land granted by Salem devolved upon them. The non-commoners who must at first have been

[4] Ibid., p. 111, date is only approximated by that of next entry.

[5] Town Records of Salem, Essex Institute reprint, Vol. I, p. 156.

[6] Records of The Colony of Massachusetts Bay in New England, Vol. II, p. 266.

[7] Records and Files of the Quarterly Courts of Essex County, Vol. II, pp. 393-5; Vol. V, p. 282; Vol. VIII, pp. 174-180.

a small class, included poor or late comers, who had not put money into the farm or had never had any share in the commons. In the course of time the farmers and commoners became to all intents and purposes the same. Also, as more new settlers arrived, their proportionate importance declined; hence, probably the adoption of the rule in 1662[8] that only commoners could be Townsmen. Perhaps this rule was not permanently enforced, for in 1678[9] the committee of commoners for the stint of cattle had to petition the Court to compel the selectmen to issue warrants.

That the commoners regarded the commons and the revenue from it as theirs and not to be appropriated for town purposes is shown in the petition of the non-commoners on March 24, 1674;[10] in this view the Court sustained them and until the end of the seventeenth century they continued as a powerful and independent element in the town's life.[11]

The following pages contain all of the records as found in Volume I, in the custody of the Town Clerk of Marblehead. This volume is preserved by the so-called "Emery process," — each leaf having been placed between pieces of transparent silk, thereby keeping the records intact. Previous to this work of preservation, some of the pages had become torn and the writing indistinct. Volume I is, for the most part, a record of Town Meetings and Selectmen's Meetings. Volume II, which will follow later, contains records of the proprietors of the common lands and early land grants. Both books cover substantially the same period.

The references in the footnotes are to the original pagination, as indicated by brackets.

[8] See p. 23, original pagination.
[9] Records and Files of the Quarterly Courts, Vol. VII, p. 69.
[10] Ibid., Vol. V, p. 278.
[11] See Vol. II, pp. 23, 91, original pagination.

Volume I, 1648-1683.

[1] [It] was agreed by the major part [indistinct] whoe ware not parchesears in the farme [and] keep Cattell shall pay for all that ware upwar[d] of a yeare ould twelve pence apece for the last yeare, and two shillings apece for this yeare & for futer time as shall be agreed one

2ly Its agreed one that a fence of fouer Rayles should be made at the outmuste bounds of the far[me]

3ly that William Chichester and John Gatchell sh[all] be Way wardens for this yeare & whosoever sh[all] nectlect to Come at such times as they are Warn[ed] shall pay two shillings six pence every day they shall be absent

4ly That Moses Mavericke Arther Sanden Richa[rd] Norman John Harte John Pech Senior and John Lion are Chosen for this yeare to orde[r] the affairs of the plantation and spetially [to] stinte the Commons for the inhabitance, and [the] farme for the purchessers and apoynt uplan[d] feild one the farme as all soe to make a ra[te] for the repare of the meeting house & towne [way]

5ly John Stacie Senior agreed wth for this yeare [to] keep the Cowes whoe is to have 25s the m[onth] John Bartoll Junior p 15s the month and they are to keep them the space of eiyght Months [and] to begine the 5th of Aprill.*

6ly That John Pech Senior & Nicolas Merret sha[ll] gather up the monny for the pastaringe of thei[r] Cattell upon the farme that joyned not in th[e] purchese wth the plantation

7ly It was agreed one that none of the purche[sers] in the farme shall sell his pte in the farme [to] any other till he hath offered the saile of itt [to] the purchesers & if they or any of them [will] give him a price as another man will they sha[ll] have the p use of itt

[2] for stintinge the Commons that their might [be] an equall proseedinge had, havinge respect to [the] fami-

* See note p. 100, original pagination, and also Records and Files of The Quarterly Courts of Essex County, Vol. V, p. 278.

lies accordinge to their former Common char[ge] findinge the Commons but littell as we conseave to pay for not more than 50 head of great Cattell or Cowes accountinge a horse or mare as two ~ Cowes two yearlinge Cattell for one Cowe fouer goats or sheep to a Cowe a steer or bullocke of two yeare ould as a Cowe the number of the familie[s] in the plantation beinge 44 families thus stinted

Impr

James Smith & Rowland	1	Cowe	John Hart	2	Cow[s]
Samuell dalliber	1	Cow	William Charles	2	Cow
John Gachell	1½	Cow	John Deverox	2	Cow
Edm: Nicolson & Fra:	1½	Cow	Abra whiteare	1	Cow
William Barber	1	Cow	Jon Pech Senior	2	[Cow]
Daved Thomas	0½	Cow	John Bartoll	1	[Cow]
John Legg	1	Cow	Joseph Dalliber	1	[Cow]
Peter Pittford	0½	Cow	Ro: Kinght	½	C[ow]
Erosmus James	1	Cow	John Bennet	1	[Cow]
Tho Bowinge	0½	Cow	Fra: Johnson	1	[Cow]
John Stacie	1	Cow	Walsingham	0½	[Cow]
Georg Chine	1	Cow	John Norman	1	[Cow]
John Northy	1	Cow	William Lucke	1	[Cow]
Nicolas Merret	2	Cows	Chri: Latimor for Jon Goyt	1	[Cow]
Tho Pittman	1	Cow	Some is	5	[1½ Cows]
Timothy Allen	1	Cow			
Thomas Sams	1	Cow			
Arther Sanden	1½	Cows			
Isack Allerton	2	Cows	Moses Maverick		
Moses Mavericke	3	Cows	Arther Sanden		
Mr Walton	2	Cows	Rich: Norman		
John Lion	2	Cows	William Charles		
Henry Stacie	0½	Cow	John Harte		
Will: Chichester and Sam: Corwithen	1	Cow	John Peach		
Daved Corwithen	1	Cowe	John Lion		
Tho Gray	1	Cow	Towns men		
Richard Norman	1	Cow	"		
John Pech Junior	1	Cow			
Richard Curtice	1	Cow			

[torn]

At a towne [meeting] t[hose] [men] ware [Chosen] the to[wne] [busines]

Moses Maverick	Together mr Waltons [pay]	
Samuell Dalliber	James Smith	
Francis Johnson	Joseph Daliber	1815
Nicolas Merrett	Way wordens	1648
John Pech Senior	John Hart	——
John Deverox	John Legg	167
John Bartoll		

John Stacie the elder & John Bartoll the young[er] are agreed wth to keep the Cowes this yeare and [they] are to keep the yearlings & John Stacie is to have 6s a week and John Bartoll 4s a week they are to keep them 7 months [to] begine the firste of Aprill the said keepers are to take the Cattell at the Cross Way by Chillsons house by that time [the] sone be half an houre hie havinge given warninge before by blowinge the horne at or about the risinge of the sonn [at] [the] same place & soe out, soe that they be wth the hurd be[yond] [the] firste bridge* at or before the sunn be an houer hie, allsoe [hee] to bringe home the Cattell to the firste bridge an houer bef[ore] sunn sett or their abouts & soe to bringe one the Cattell [givinge] Warninge by blowinge the horne & give information to any Whose Cattell are Wantinge, usinge their best indevior to [find] them soe they doe not neglect the hird, they are to kepe the C[attell] at all seasons & espatially to be Carefull in wett weath[er]

6 or 8th 1648 At a towne Meetinge it was agreed one that the Rate [made] for the meetinge house & should be forthwth gathred Joh[n] Harte beinge Athorised wth the fore apoynted men to [gather] it & one Refusall to pay to take what corse lawe will afor[d] againste any such Inhabitant as shall Refuse to pay the R[ate]

It was allsoe Agreed one that their might be an equall way of maintainge the ordinance by mr Walton that their should be a Rate made wheirby every Inhabitant should be Rated accordinge to equitie, as allsoe strangers as have

* The "firste bridge" is probably the one that used to be at Doak's Lane, dividing Barnegat from the town.

benifitt by [the] plantation by fishinge & make use of wood and timber [and] inioy the beinfitt of the ordinance should be Rated according[e] to the discretion of the Raters allsoe to add to every mans Rate eighteen pence for mr Waltons wood

It is agreed that mr Walton shall have for this yeare the so[me] of ffortie pounds

[4] A [torn] the [Generall] [Court] [for] stra[ngers] that shall come into Marbelhead

That noe stranger fishinge in Marbelhead sha[ll] have Libertie to make use of any la[r]ge timber* flake stufe or any thinge else that shall be preiuditial to the inhabitance of the towne unlesse they make ag[ree]ment wth the said towne, And its further ordered that [such] Inhabitance in the Cuntry beinge fishermen shall have [such] Libertie to fishe but they are to make their agreemte wth the inhabitance as aforesaid, if any stranger or else shall [Re]fuse it shall be lawfull for the inhabitance of the said ~ towne the next Court held at Salem to Commence their actio[n] againste such offenders

December 22th 1648 It is Agreed by the Towne that all such as are strangers fishinge or inployed about fishe shal[l] pay unto the Towne for their wood flake stufe other Conveinencies that they have in the Tow[ne] the some of tenn shillings a yeare for every [man]

The devition of the swampe that Runs fro[m] Timothy Allens to John Leggs as it was laid [out] by Lott beinge five to an Acker begininge at [the] end at Timothy Allen & soe to rune upwards

Impr	Mr walton	5 Lott	William Pitt
	Thomas Gray		Eros James
	Robart Burrows		Thomas Bowen
	John Lion—		John Stacie
	Rich: Norman		George Chine

* Use of timber by strangers presented quite a problem. On May 6, 1646, the General Court had granted a petition of the Marblehead men that foreign fishermen be prevented from gathering wood in settled parts. Records of The Colony of Mass. Bay in New England, Vol. II, p. 147.

2 Lott Francis Johnson
Daved Corwithy
Walsingham Chillson
Henry Combs
Henry Stacie

---

3 Lott John Harte
William Charles
Robart Knight
John Bennet
John Deverox

---

4 Lot Roger Conant
Nicolas Merret
Arther Sanden
Moses Maverick
Thomas Hicks

6 Lott John Peach
John Bartoll

John Peach

---

7 Lott Sa: Da[lliber]
Ben: Parm[itor]
Ed: Nicol[son]
Will: Ba[rber]
John Cle[mant]

---

8 Lott John Nor[man]
Mack: Huck[stable]
Will: Pitt
Timo: Allen
Rich Cooke

[5] [torn] : to any Imploymte for th[e] town[e] [if] [they] refuse the said Imploymte then they shall pay to the Towne the some of tenn shilli[ngs] for the towns use

This day these men ware Chosen

Mr Maverick
John Bartoll
Arther Sanden
John Hart
James Smith
William Charles
John Peach Senior
} Selectmen Tho: Bowen } way
Fra: Linsford } war[dens]

It is Agreed that the 7 men are not Limeted [to] any thinge that is for the good of the towne

It is allsoe Agreed that upon Lawfull [warninge] by the way wardens that whoesoever shall be [away] unlesse it be by sicknes shall pay two shillings [for] his absence & the said monny to be spent for the [re]freshinge of those that ware at worke & that [the] way wardens shall have power to Receve itt

This yeare their was a rate made for mr Walton & [the] Towne of the some of — 83li:18:[00]

wch was thus paid out to mr walton	71:02:00	
to Jon Clemant for fishinge boards	1:07:06	
to John Bartoll for the Towns use	2:00:00	
to Jon Bartoll more for the Townes use	1:12:06	
to the Constable Fra Simson ———	3:19:00	
to John Gachell for the pound ——	1:13:00	
to the Glayser —— ——— —— —	2:00:00	
to mr Gidine expencis ———	0:09:09	87:17
to Arther Sandoes expencis ———	0:15:00	
to John Hart expences ——	0:01:00	Rec'd
to mend the stocks ——— ———	0:05:00	83:18
to 2 Atachmts & a warrant ———	0:00:08	
the Cuntry Rate ——— ——	0:08:10	
to Lambart ——— ———	1:00:00	
to 2 halfe hundereds of Lead ——	1:03:08	
	87:17:[11]	

Reste due to [John] [Bartoll?]

[6] [torn] any inployme[te] for the Towns use if they shall Refuse the said inploymte they shall pay to the Towne the some of tenn shillings

This day was Chosen for the Towns bussines these 7 men

Mr Mavericke
John Bartoll
Arther Sanden
John Harte — Thomas Boen } way wardens
James Smith — Francis Linsford }
William Charls
John Pech Seinor

It is Agreed that the 7 men are not Limeted in things that is for the good of the Towne

It is Agreed that upon Lawfull warninge by [the] way wardons that whosoever shall be wantinge u[nless] it be by sicknes shall pay two shillings for his ab[sense] and the said monny to be paid for the Refreshin[ge] those that ware at the worke & the way wardens sha[ll] have power to Receve it

At a meetinge of the Towns men 22th 9 mo 16[57]

It is Agreed that Edward Read shall [have] fortie [shillings] a yeare for his paines to warne the Towne upo[n]

to Ringe the bell & to looke to the meetinge hou[se] [&] to finde nayles for the glasse of the windowes and to be paid out of the Towne Rate

It is Agreed that there shall be a Rate made f[or] the satisfaction of those that are out for the Towne as Mr Mavericke John Bartoll william Charles & Fra[ncis] Johnson & for want to end the meetinge house the some of twentie pounds

It is Agreed that all strangers that come into [the] Towne and stay in the towne three months & have the beniefitt of the Towne as fishinge & the priviladges [as] th[ereto] belonginge shall pay unto the Towne the [some]

[7] [torn]

[8] [torn] [torn]

At a meetinge o[f] February 1655 [torn] wa[s] [torn] mr— Walton of threescore pounds

It is Agreed that all swine shall be sufficiently Ringed by the firste of March next, upon the penalltie of five shillings for every swine neglected by that day And any Inhabitant hath power to levie the said fine

It is Agreed this day that all fences about the — Towne or belonginge to the Towne shall be made sufficient againste all Cattell & swine unlesse they be prved unruly & if any swine be taken in ~ any Corne feilds orchards or gardens unringed then — to pay all damidges

[9] Anno 1656

The 16th of June 1656 At a generall towne meetinge these seaven men Chosen by the Town[e] for the bussines of the Towne for the yeare insuinge

Mr Maverick
John Bartoll
Francis Johnson
John Pech Senior } Henry Combs } way wardons
Roger Connant } Erosmus James }
Ambrus Gaile
John Pech Junior

John Gachell Constable

Francis Linsford is Chosen to Ringe the bell & warne the Towne & to looke to the meetinge ho[use] & to keep

it Cleane & is to have fortie shilling[s] a yeare for his paines

It is Agreed one this day that hence forth yearly their shall be an Accompt given in to the Towne of what hath bine Receved and what laid [out] both of the Towns men & Constables upon [the] penaltie of five pound a yeare

It is Agreed one that the Townsmen shall call all the former Constables to Accompt to see what is in their hands

March 16th Anno 1656/57

At a meetinge of the Selectmen their was ~ A rate made for mr Waton & other Charges ~ amountinge to the some of 67:00:00 of wch mr Walton is to have sixtie pounds

[10] Mareh 16th Anno 1656/57

The towns men tooke Accompte of Robart Knight for worke formerly done for the Towne

for timber burnte —— —— ——	00:18:00
for a dayes worke about the bell ———	00:03:00
for a day spent upon an Arbitration ——	00:03:00
for worke about the meetinge house ——	00:02:06
formerly paid —— ——— ——	01:05:00
	02:06:06

This some was due for defects
formerly soe now cleered

The Towns men find that the Towne is this day indebted these soms

To Francis Johnson —— ——— —	14:04:10½
To mr Mavericke —— —— ——	08:06:00
To John Bartoll —— ———	03:19:05
To William Charles about sealinge the meetinge house ——— ——	05:07:00
To mr William Browne for Robart Knight for gron sellinge* the meeting hous[e]	05:00:00
	36:17:03½

It is ordered that all swine about the Towne shall be sufficiently ringed by the firste of Aprill next upon the penaltie of 2:6d a head for every defect & Edward Pitt-

* Groundsilling, i. e. repairing the underpinning.

ford is to se this order to be obsarved and hath power from the Towne, to levie the said some upon every defect It is ordred that all the men of the Towne shall by Corse take their turns to drive the Commons to Cleer the Commons of horses eather to bringe them to the pound or to drive them out of or Limets, & that the towne Corse goe by fouer families — that is to say a man for a family once a week & to begine at Smiths & Rowlands and soe to come downe the towne, and those that Refuse to goe shall pay thre shillings a day to those that goe, and they that goe the one week are to warne them that are to goe the next week

[11] Anno 1656/7

It is ordred that the hie wayes shall be mended & the survayers wch are Chosen to apoynt one — day or more as they shall thinke fitt and doe give them power upon Lawfull warninge if they or ~ any be absent to Restraine one such as doe not come the some of two shillings & six pence for each day

[12] June 18th Anno 1657

At a generall towne meetinge it is granted to John Bennet halfe an aker of Land Joyninge to John Lions to be laid out by the 7 men ~ Francis Johnson and Mr Mavericke laid it out

Alsoe it is granted to John Hudson an equall proportion of Land for the Carte way that runeth through his Land at the Judgmte of — the seaven men

Allsoe it is granted to John Northy that ~ swampe that lieth betwene his Land and William Nicke in lew of a Carte way and allsoe the swampe that lieth betwene John Hudsons and his land in lewe of that one the North easte of that is one the other sid of the Cart way and laid out by John Bartoll & John Peach Junior —

It is this day ordred that the rate made the — 17th of March laste for that the Towne is indebted to this day, beinge by generall Consent to be ~ brought in to Francis Johnson & he to satisfie the reste that the Towne is indebted to, and that the paymte of this Rate puts a period to all the Towne debts unto this day and those perticulers as are now brought in as James Smith Richard ~ Row-

land Edmond Nicolson goodman Dixie Robart Knight & John Legg is to have theirs abated out of their Rate & for the paymte of these men the former defects are to be liable & the seaven men, shall have power to Receve them & John Clemant is to have 12s one the same Accompt ~ This day it is ordred that mr Walton shall have for the yeare insuinge the some of thre score pounds and have moste of them — spoken themselves what they will give heer at this meetinge, as heer after is expressed and doe promise freely to pay it to the men that shall be apoynted to gather itt

[13] June 18th Anno 1657

At a generall towne meetinge the day and yeare above that their should be but three men for the Afaires of the towne for the yeare insuinge and at the end of the yeare to give an Accompt to the Towne of ~ what they doe Receve & what they doe disburse, and the three men to gather mr Waltons Ratte,

The three men Chossen are these ~

Mr Mavericke Mr Latimor Christ: Codnor	John Legg Henry Stacy	way wardens

John Gachell is desired to continue in his place of Constable untill November next

The way wardens are to see that the wayes be mended & that they apoynte one day or more about the Laste of may & if any doe neglect to Come beinge lawfully warned shall pay two shillings for their defect

November 16th Anno 1657

At a generall towne meetinge their is Chosen John Pech Junior Graniury man and John Deverox Constable for the yeare insuinge The towne seeinge the backwardnes of the Inhabitance of their comminge togeather beinge all warned Lawfully found these men wantinge

This is plaste to the other sid*

John Deverox	John Stacy
John waldron	John Codnor
Emanuell Clark	John Northy
John Clemant	Ambrous Gaile

* Crossed out in original.

John Hudson	Lott Connant
Henry Trevet	Michell Endle
Thomas Boen	Nicolas Merret

Mathew

[14] June 18th Anno 1657

At a generall towne meetinge it was — ordred that mr Walton shall have sixtie pounds for the year insuinge and have moste of them expressed what they will give and those expressed are these

	li. s. d.
Robart Knight	01:00:00
Marks Pittman	01:00:00
John Bartoll	01:00:00
John Pech Senior	02:00:00
William Charles	01:10:00
Henry Stacie	00:15:00
Henry Combs	00:10:00
Nicolas Merret	01:12:00
Arther Sanden	01:10:00
Lott Connant	01:05:00
Mr Mavericke	03:00:00
Francis Johnson	02:00:00
John Stacie	00:10:00
John Legg	01:05:00
John Clemant	01:00:00
Edmond Nicolsen	01:05:00
John Deverox	02:00:00
James Smith	01:15:00
Rich Rowland	01:10:00
John Hudson	00:10:00
Christopher Codnor	01:00:00
Francis Linsford	00:12:00
Thomas Dixie	01:05:00
Emanuell Clark	01:00:00
mr Latimor	01:15:00
Will Beale	00:15:00
William Bartoll	01:00:00
Will Nicke	01:10:00
John Codnor	01:10:00
Ambrus Gaile	01:12:00
John Waldron	01:00:00

Thomas Cally	00:18:00
Samuell Bowden	00:15:00
Beniamen Parmitor	00:12:00
John Pech Junior	01:05:00
John Gachell	01:00:00
Tho Pittman	[01]:06:0[0]

[15] Anno 1657

The reste of the inhabitance did not at this time speak what they would give — but ware Rated by the select men

November 16th Anno 1657

At a generall Towne meetinge
John Pech Junior Chosen graniuery man
John Deverox Chosen Cunstable for the yeare insuinge
The towne seinge the backwardnes of the Inhabitance comminge togeather they beinge all Lawfully warned found these men wantinge

John Deverox	Lott Conant
John waldron	Michel Endle
Emanuell Clarke	Nicolas Merret
John Clemant	Matthew Clark
John Hudson	John Pech Junior
Henry Trevet	Benia Parmitor
Thomas Boen	Robart Knight
John Stacie	John Pech Senior
John Codnor	Joseph Dolaber
John Northy	Marks Pittman
Ambrous Gaile	Samuell Bowden

These 22 men are by the generall Consent fined 2s p man & John Legg Chosen to gathe[r] it up for the Towns use & power to destraine

At this meetinge their was given to Henry Stacie a small psell of the swampe wheir his well is neer his house fouer polle longe and two polle wide to be laid out by the townsmen

At this meetinge their was given to Robart Brookes a small psell of Land betwene his ould house & his new to be laid out by the Townsmen

[16] Anno 1657

Mr Walton Requiringe an Accompt for that wch the Towne alowed him by the yeare wch was sixtie pounds

a yeare the Townsmen brought in their Accompt for these three years as followeth

what mr Walton Receved for the yeare 1654

	li. s. d.
By Henry Stacie	01:11:00[d]
By John deverox	02:00:00
by Emanuell Clarke	01:00:00
by Ambrous Gaile	01:05:00
by Thomas Dixie	01:00:00
by mr Rucke	01:03:00
by mr Corwine	13:04:00
by Francis Johnson	04:00:00
by mr Batter	00:11:00
by ould Harwood	02:08:00
by Phillip Crumwell	02:08:00
by Beniamen Parmitor	00:10:00
by John Pech Junior in Sugr	00:05:00
by mr Browne	20:00:00
	51:05:00

What mr Walton hath Recd for the yeare 1655

by Henry Stacie	00:16:00
by Roger Conant	01:05:00
by Thomas Dixie	01:05:00
by Ambrous Gaile	01:10:00
by Richard Luckes	01:00:00
by waters & his sonn	01:10:00
by Rich: Rowland in pork	02:00:00
by Josua Connant	01:15:00
by mr Russell	04:10:00
by mr Browne	10:10:00
by Thomas whitradge	06:10:00
by mr Price	01:15:00
by ould Harwood	01:00:00
by mr Corwine	07:00:00
by Smith in Chesse	00:03:00
by ould Sanden	01:10:00
by John Deverox	02:00:00
by Robart Knight	01:05:00
	47:04:00

[17] Anno 1657

	li s d
for the yeare 1655 as one the other sid	47:04:00
by mr Latimor	01:10:00
by william Beale	01:05:00
by mr Batter	03:00:00
by Ed Pittford	01:00:00
by Rich: Norman	00:17:00
by mr Pitts & mr Latimor in Liqrs	02:10:00
by Christo: Codnor	00:15:00
by Fra: Collins & Hid	03:10:00
by Francis Simson	01:05:00
by Parmitor	00:10:00
by ould James	00:14:02
by Tho Cally	00:10:00
by Rob Knight	02:13:00
by Linsford	02:00:00
for the yeare 1655	68:19:02

What mr walton hath Recd for the yeare 1656

by Henry Stacy	01:00:00
by Henry Combs	00:14:04
by Arther Sanden	01:10:00
by Lott Connant	01:05:00
by Erosmus James	00:14:02
by John Legg	01:05:00
by John Deverox	02:00:00
by dixie & Read	02:00:00
by mr Latimor	00:17:00
by Beniamen Parmitor	00:15:00
by halfe a Cow of mr Browne	02:02:06
by mr Corwine	10:00:00
by mr Browne	20:00:00
by Fra: Johnson	07:00:00
by ould Harwood	02:00:00
by Beniamen Pally	00:13:00
by ½ a tonn mackrill	05:00:00
by ould Bennet	00:10:00
by Timothy Allen	01:00:00

for the yeare 1656	60:06:00
for the yeare 1655	68:19:02
for the yeare 1654	51:05:00
The Somme for the three years	190:10:02

This Accompts for three years was given in to mr Walton by the Townsmen the 15th of December 1657

[18] March 27th Anno 1658

At a generall Towne meetinge

It is agreed by a generall Consent of the — inhabitance prsent that the passidge betwix Marbelhead & Salem shall be but — two pence for the Inhabitance of Marbelhead and whosoever keeps the ferry shall provide a suffitiant farry boate

May the 3th Anno 1658

At a towne meetinge It is agreed wth Benja: Parmitor to keep the Cowes this yeare ensuinge & he to provid a boy to keep wth him: begininge this day and to keep them till the eiyht of October taking the Cattell of the Lower end of the Towne at Mr Waltons about halfe an hower after the risinge of the sonn & soe to drive them one, that he may be out of the towne, about an houer after sunn Risinge and to deliver them at night at the lower end of the towne halfe an houer before sunn sett and the inhabitance engage to give the said ~ ~ Parmitor; for his wages; the some of seaventeen pounds; to be paid; eather in monny Corne butter or necessary Clothinge the one halfe the laste of June, & the other halfe at the end of his time

Auguste 14th Anno 1658

At a generall towne meetinge; It is agreed that noe stranger or any Inhabitant for strangers shall sell any trees eather timber tres or other in the Commons; but shall pay for every such tree the some of five shillings; besids the vallew of the timber and to that purpose have Chosen John Legg and Richard Rowland to execute this order and what timber is soe felled & they take or prove fallen or taken away; the one halfe is for their paines, & the other halfe for the use of the Towne

[19] Auguste 14th Anno 1658

It is Agreed to Chuse five men for the orderinge of the Towne affairs for the yeare Insuinge wch are these

John Bartoll Arther Sanden John Codnor Richard Norman William Nicke	Francis Johnson is — Chosen to be Commissioner for the Cuntry Rate for this yeare

The Inhabitance are to bringe in the vallew of their estats unto the house of Francis — Johnson wch in a fortnight or else to be vallewed at the Judgmte of the six men

The Towne hath granted to Richard Rowland that he shall remove his fence wch lieth one the head of his Lott one the Commons sid from the place the fence now stands to the tope of the rock that is next to his ould fence as it is apoynted by the men Chosen for that purpose

Auguste 8th Anno 1659

Agreed betwene John Gatchell & Christopher Codnor for a parsell of Land Lieinge & ioynin[ge] to Christo: Codnors Land at the head of the said Christo Codnor land soe fur as the pertichtion fence goeth betwene the land of the said Christo Codnor & John Geatchell at the head of the said Codnors Land & soe straight out as fur as the said Gatchells land goeth the Cart way not to be hindered all that is to the Estward of this Line ~ the said Gatchell hath sould to the said Codnor & his hears for ever only the Carteway is not to be taken in

[20] Auguste 8th Anno 1659

At a generall Towne meetinge, It is Agreed that the meetinge house shall be seated and apoynted these men to see it donn

John Northy John Legg John Clemant John Pech Junior John Bartoll	Townsmen mr maverick grandiury man Joseph Dalliber Constable	Mr Mavericke Mr Latimor Richard Norman

Allsoe these men Ingage wth them to see that the seats be paid for

William Nicke	Richard Rowland
John Legg	John Clemant
Thomas Pittman	

March 24th Anno 1659/60

It is Agreed by the Towne at a generall Towne meetinge that mr Walton shall be — paid the some of sixtie pounds for the yeare paste to this day

It is Agreed that their shall be a rate made for the Collectinge the said some of sixtie — pounds by the Townsmen & some others

The Towne hath given to mr Croad leave to build a warehouse in the Cove (Commonly called mr Maverick Cove) in any place that is convenient for that purpose not beinge preiuditiall — to the Towne

It is granted to Samuell Ward Coop[er] libertie to build a shopp for his Inploymte under the Rock before mr Waltons house wheir mr ~ ~ Mungies work house stood beinge only for a shopp

It is granted to Francis Johnson that he may build a ware house betwene John Northies stage and John Codnors stage in the conveinence place & if the said house be not builte wth in two years then it is in the Towne to dispose of it to any other

[21] Anno 1659

At a generall Towne meetinge it was ~ Agreed that the men Apoynted to bargone wth one to seat the meetinge house ware to speake wth John Norman for that Intente wch they did and agreed wth him for the work and are to give him ninteene pounds for the finishinge of the said worke

May 14th Anno 1660

Ann Garrod delivered and Assigned all the right titall and Intereste wch was — the inheritance of her Father John Russells in this Towne to Richard Read and his heares for ever by turninge upp a turfe accordinge to law it beinge by estemation two ackers more or lesse & this was donn in the prsents of us John Bartoll & John Peach Junior Towns men

Allsoe Richard Read did Condesend before us that Samuell Cundie shall have the halfe on deale of the said purchose he makinge pay — for itt accordinge to Agreemte,

Wittnes John Bartoll John Peach Junior

Auguste 8th Anno 1659

It is granted unto Thomas Boen one acker of ~ Land lieinge one the Northeste of his house and laid out by John Bartoll & John Peach wch ware apoynted by the Towne for that work

It is agreed betwene John Northy & william Nicke and laid out by John Bartoll & John Peach Juinor that the fence betwene William Nicke and John Northy shall for ever be mentained by willi[am] Nicke & his Sucsessers

[22] November 12th Anno 1660

At a generall Towne meetinge these things ware agreed one

The five men Chosen for the Towne affairs for the yeare Insuinge are these

John Bartoll
John Pech Junior
John Pech Senior
Nicolas Merret
John Gachell

John Deverox grand iury man
Will Nicke Constable

The Towne Consideringe the inconveinencie of many Crowdinge into the firrie boate wth the danger wch may increw by people pressinge into the boate

It is theirfore ordred this day that those that come firste to the furry place shall firste goe over; and that it shall be in the libertie of the furry man or furry men; to take in what he or they shall thinke good for number of psons; And it is allsoe Agreed that if the boat by Competition be not above a quarter of the passidge over; then to returne backe for any psone wthout exception or deniall of any that is in the boat unlesse in Casse of — Midwife or doctor or any other more then ordinary occations to hinder

It is Agreed that the Townsmen shall have libertie to Consider what way is to be taken for the accomendation & entertainment of strangers if it cannot be that one house is suffitient then to Consider of an other soe that strangers may be the better accomidaded and pr[sente] him to the Towne for their — Aprobation*

* See note p. 100, original pagination, and also Records and Files of The Quarterly Courts of Essex County, Vol. V, p. 278.

[23] Aprill 6th Anno 1661

At a generall Towne meetinge

It is Agreed that their shall be noe tre no[r] trees neather small nor great feld neather for fensinge nor bildinge but shall come to the selectmen to aquainte them wth itt & have their leave upon [the] pennaltie of five shillings for every tree

2ly that their shall be noe tres feld for fire wood untill all the ould wood is burnt upp, or till the Towne shall see meet to alter this order, upon the penaltie of five shillings for every tree feld

This day John Bartoll Senior is Chosen to Cull the fishe for the Towne accordinge to the Court order

The order about swine made in the yeare 1650 is ~ agreed to stand this yeare

John Bartoll Senior is Chosen packer gager & sealer for the Towne for this yeare insuinge

The order for the Commanedge of Cattell & their stinte beinge in the yeare 1650 is this day voted to stand; John Bartoll Senior & John Pech Junior is Chosen to looke to the execution of this order above expressed about the Commons & Cattell

John Stacie Juinor is Agreed wth to kepe the ~ Cowes for the yeare insuinge that is to say from the 15th of this prsent month unto the 15th of Octob[r] next, and the said John Stacie is to have for the said time the some of eiyhteen pounds & the said John or his sonn to keep the heard every Lords day, and to — take the Cowes at the time & place accordinge to the former Agremte

This day John Gachell & Richard Rowland are Chosen Way wardens for this yeare, and if they doe not warne warne the Towne to mend the Wayes the laste weeke in May next then the said waywardens shall pay — twentie shillings for their nectleckt and what men are absent shall pay three shillings a man and the waywardens to Receve it of them

[24] October 21th Anno 1662

It is Agreed that the Townsmen now beinge, and those that shall be Townsmen for time to Come shall have power and allsoe are inioyned to see the lawe of Commonidge

to be executed and that for time to Come their shall be none Chosen to be Townsmen but such as are Commonors
It is Agreed that Francis Johnson shall ~ Keepe the Booke of Register or Reecords for the houses and lands of the Towne
It is Agreed that the Towns men or the Mayoryte of them shall goe to Thomas ~ Dixie to warne him to provid an other ~ man to helpe him in the ferrie and turne out Henry Combs
It is Agreed one by us the Commonors of the Towne at a publicke Towne meetinge that the Cove lyinge betwene John Codnors & John Northres stage shall be for a Common landinge place for the use of the publick good of the Towne for ever Wheirunto we prsent have sett to or hands this 21th of October & 1662

Francis Johnson	Moyses Mavericke
John Bartoll	John Pech Juinor
John Pech Senior	William Charles
Joseph Daliber	Richard Norman
William Nicke	John Codnor
Christo: Latimor	Marks Pittman
John Waldron	Christo Nicolson

[25] March 26th Anno 1662/63
It is Covenanted and Agreed wth John ~ Slater Senior and Robart Kinght both of — Marbelhead Carpenters that they are to build a gallery in the meetinge house at the south ~ weste end from the pricke poste and soe to the end of the house suffiant for fouer seats wch — seats are to be Compleated the fore seate to be wth Collams and a bourd at the bottom to keep the dust from cominge downe, and to be — — Arched suffitient to strenthen the house, wth the stares and other necessaries for such a work and ~ this work to be fully Compleated before the ~ laste of September next, and for the worke we the selectmen of the Towne doe promise — in the behalfe of the Towne to pay or cause to be paid unto the above said Carpenters the full some of twentie and one pounds; in such necessaries as the said Carpenters shall have ~ occation of and if when the work is ended they have any 1 of their pay to take upp to be paid in fishe or mackrill

at price Corrant, unto all wch we both the Carpenters & the selecte men of the Towne, have fully agreed one & ~ have heerunder subscribed the day and yeare above written

Robart Knight John Slater Carpenters for the Work	Moises Mavericke Francis Johnson Christ Latimor John Codnor Lott Connant	Select men

It is Agreed wth John Slater Senior to repare and make the pound suffitient and allsoe to ~ make a gatt to itt & to mend the turrett for the bell & to be satisfied by the Townsmen

[26] Auguste 20th Anno 1663

The Rate made January 12th 1662 wch was one hundred fifteene pounds five shill[ings] 116:05:10

wich was thus disposed ——

Impr to mr wa[l]ton for this yeare	60:00:00
to Francis Linsford ———	02:00:00
to the Gallery in the meetinge house to Carpenters & others	27:00:00
to ould Slater for pound & mendinge the terret & other work	00:15:00
for expences this yeare	03:00:00
to mr Latimor for former in glassinge the meeting house & what he paid in pte for seatinge	05:17:10
as p his noat —— as p defects as p a noat in a small book left wth the ~ mens nams & their soms	16:18:00
	116:05:10

[27] November 19th Anno 1663

At a generall Towne Meetinge these things ware Acted

The five men Chosen wch are these

Francis Johnson	
Mr Maverick	Mr Maverick graniuey man
Mr Latimor	John Deverox pettie Jury man
Lott Connant	Nicolas Merret Constable
John Codnor	

The Bridge one or sid the forreste River was Agreed one this day to be mended and John ~ Legg apoynted to doe it & to be paid out of the Towne Rate
The Townsmen now being are apoynted to seate the men that are to sitt in the gallery

December 29th Anno 1663

At a meetinge of the Select men the day above Robart Knight and John Slater was paid in full for the bildinge of the galliery wch was twentie one pounds —
This day Richard Rowland beinge Called ~ before the Townsmen about Inmats he had entertained uppon discorse one that and other occations he plainlie tould the Town men ~ that they put the Towne Rate into their one pocketts & did not pay mr Walton his monny wth many other oprobryous words to the Towns men*

[28] February 17th Anno 1663

At a generall Towne Meetinge these — things ware Agreed one viz
It is this day Agreed one by the Magor — Consent of the Assemble that mr Walton shall have for this yeare the some of ~ fouer score pounds for his paines
It is Agreed that Francis Linsford shall have twentie shillings added to his yearly meanes for his paines for ringinge the bell and warninge the Towne & lookeinge to the Meetinge house wch maks three pounds a yeare
It is Agreed by the Commoners of the — Towne that their shall not any Cattell be — kept one the Commons but by those that have proprietie in the said Commons upon the penaltie of twentie shillings accordinge to A Towne order made in the yeare 1650
Theirfore all the Inhabitance that have noe Commonidge are Required eather to keep noe Cattell or procure Commonidg of those that have more then they use
It is Agreed that Richard Rowland John Pech Senior & John Peach Junior are — apoynted to see this order to be obsarved and what they shall doe accordinge to the order the Commoners doe ingage to defend them in
It is Agreed that all Cattell both small & great shall pay

* See reference on p. 22, original pagination.

to the heards man proportinable that are above a yeare ould accordinge to a fformer order

[29] February 17th Ann 1663

This day John Stacie is Agreed wth to — keep the Cattell for the yeare Insuinge, and is to fech the Cattell of the lower end of the Towne at William Charles by the sunn halfe an houer hie and to deliver them their at night halfe an houer before sunn set and to be very Carfull to looke to the Cattell; and if by accidente any be loste then to use the beste meanes he cann to finde them the next day and one the Lords day he shall keep them one day & his sonn the other; and he is to have for his pains the some of sixteen pounds and to begine the 15th of ~ Aprill next and to keep them till the laste of October his pay to be in Corne provitions and other things he hath occation for; and he is to have his pay in this Towne

It is granted unto John Clemants and he is Chosen to keep ordinary in the Towne and he to act accordinge to Court order

It is granted to Thomas Elles that he ~ shall posses all the land he hath at prsent inclosed wch is by his house

It is granted unto Samuell Walton that parsell of land that lieth betwene George Godfrys & — the springe under the Rock & to leave a suffiant way for the Towne for Carte & drifte for Cattell

[30] May 20th Ann 1660

These things ware omitted in their proper place

It is Agreed one by the Towne that seaven men shall be mad Choyse of for the — placinge & seatinge of all the Inhabitance of the Towne both men & women in the ~ Meetinge house the men are these ——

Mr Maverick	William Charles
John Bartoll	Mr Latmor
Francis Johnson	Nicolas Merret
John Pech Senior	

May 21th Anno 1660

It is Agreed one that Francis Johnson mr Maverick & John Deverox shall Consulte ~ wth mr Kinge in and about the sepratinge the farme by a midle fence & what

they shall doe theirin the Towne hath Condesended to alow of

It is Agreed that the Townsmen shall decide the differance about a pcell of marsh beinge in Contraversie betwene Mr walton and ~ Thomas Waymoth

It is Agreed one that Mr Maverick John Bartoll Francis Johnson John Peach and Richard Norman, shall order in and about the Commons as they thinke Convenient

The Select men of Marbelhead hath granted to Richard Rowland the half ende ale of whatsoevr Land James Smith & Richard Rowland inclosed of the Towne land & Commons Adioyninge ~ wth in the fence premised to a lott bought of Erossimus James this was done 20th of March 1661/62

John Bartoll
John Pech Senior
John Pech Junior } Selectmen
Joseph Dolliber
William Charles

[31] Aprill 19th & 1660

At a meetinge of the select men the day above expressed It is ordred that all swine that are kept by any of the inhabitance of the Towne or others in the Towne shall be suffitient ringed by the laste of this prsent Month and all swine that are not suffitiently ringed one that day above expreste shall pay unto the man that is apoynted to look that this order be obsarved the some of two shillings for every time that any swine be ~ found not suffitiently ringed eather in the ~ Towne or in the Commons dueringe this hole ~ yeare, and the man that is apoynted to look ~ that this order be obsarved is John Waldron and he to have the above said two shillings for his for his one use for his paines

This day it is ordred that Warrants shall be ~ Ished out for John Legg John Gatchell william Beale Thomas Dixie Beniamen Parmitor & Henry Combs to apeer before Mayor Hathorne one munday next to Answare the select men for Refusinge to pay to the heards man for keepinge their Cattell the laste yeare

This day it is ordred that their shall a new pound made

for the Towne & in regard their is none to be gotten to doe it the Townsmen have agreed wth John Slater Senior to mend the ould pound for this yeare

[32] Aprill 20th & 1660 —

At a generall Towne meetinge the day & yeare above written

Thomas Pittman
Richard Norman } Chosen Way wardens
Richard Rowland

It is agreed that their shall be two or three days for the mendinge of the hiewayes & those days to be eather the laste dayes in — May or the beginninge of June next as the Way wardens think fitt and those that have teames to searvee wth their teames, and if any of the teames be absent to pay seaven shillinges a day for their absence & if any man be absente from the Worke to pay for every day he is absent three shillings a day and the Way wardens are inpowered to levie this pay, and the Way wardens are to give ~ the Towne suffitient warninge before, ~ when they shall attend this worke, And the pay that is Receved of the absent men or Carts is to be for the refreshinge of those that labor at the worke

Its Agreed that the Towns men now in beinge are desired & inpowered to make the Rate for mr Walton & the Towne & to gather it in

Its Agreed that every boats Master in this harber shall have a brand of his one name to set one their Mackrill that is taken in their boate wheather packed in barrills or hogsheads, soe that it may be knowne whose Mackrill ~ they are, and if any man shall omitt to have a brand to marke his Mackrill or nectlect to sett it one his Caske shall forfitt 20^{s} for — every Caske sett to saile wthout his Marke

[33] Aprill 20th & 1660

Samuell Ward & Samuell morgan are Chosen packers & gagers for the Towne for this yeare insuinge

John Bartoll & Christopher Latimor are Chosen Cullers for the fishe for this yeare insuinge

Mr Maverick Francis John[son] John Deverox John Peach Senior and Richard Rowland are Chosen to meet the

men of Salem to lay out the hie Waies betwene Salem and Marbelhea[d]

The Towns men are apoynted to see to Tho: Gray and his Wife and to give them what Refreshinge thay think meet out of the ~ Towne Ratte

Its Agreed one by a generall Consent that all the swamps wch are in the Commons of the Towne, shall be laid out, as the Commonors shall agree one for every mans quantitie and devided by lott for the place wheir each mans pte shall lie

	li. s. d.
[34] The Towne Rate for the yeare 166[0] amounts to the some of	124:00:00
Wch was thus disposed of ——	
Impr to mr Walton for this yeare	80:00:00
to Francis Linsford	03:00:00
to John Stacie	04:05:00
to Major Hathorne for Actions	02:00:00
to expence at Salem	00:12:00
to pr mendinge the bridge	01:10:00
to Thomas Gray by Towne order	04:00:00
to Charges about layinge out the Comons & farme	01:16:00
to Chargis & losse one 30 pds to mr Davie for mr Batter wch was for mr Walton	03:07:02
to losse in the payinge mr— Barholmew wch for mr walton 2ª in a barrill & carring to Salem	01:06:00
to defects as in a pay Book	34:15:00
expences for this yeare	05:00:00
	141:11:00
The Rate of the Towne as by a perticuler heer left is	124:00:00
their is due to Mr Mavericke to be Recd out of the defects ——	13:00:00
their is due to Francis Johnson to be Recd out of the defects	02:10:00

their is all soe still due to John Codnor to be taken out of the defects	00:16:00
theire is all soe more about the death of the Indian ——	01:00:00
	141:06:00

Their is due to Fra: Johnson before
in the year 61 62 4:13:7 wch these Townsmen will not [pay]

[35] January 27th 1662

att a gennerall: towne metinge the day above written
itt tis this day agreed opon that mr wallton shall have butt seaventy pounds for this yeare
2ly itt tis agreed opon thatt the Townes men for this year — 65 shall — be

Ambras: galle
nicklis: marritt
samewell: Ward
John: Walldorn
Erasomus: James

3ly itt tis agreed opon that the townes men shall gather mr wallton wagges for this yeare

feabuary th 21th 1662

at ametting of the townes men the 21 of feabury 64 itt tis agreed opon that all swine that are keepe by any of the inhabitants of the towne or others in the towne thay shall be sucfishenly ringed by the 15 day of march folowing and all swine that are nott sucfishenly ringed one that day Exsprest: shall pay unto the man that is apponted to looke that the order be obsarved the sum of two shillins for every time that thay be found nott ringed ether in the towne or Commons untill the 15 day of october next and the man that is apoynted too looke that this order be obsarved is John Waldron and he to have the two shillins as above Exprest for his paines

[36] First of aprill th 166[5]

att a gennarll twoune menting ——
this daye John stasy is agreed with to keepe the Cattell for this yeare insuing and he is to fech the Cattell of

the lower end of the towne att william Charles house or thare a boutt by the sunn halfe an houer hye and too diliver them thare halfe houer before sunn sett and the said stacy is to be very Carfull to looke to the Cattell and if by accydentte that any be lostt then he is to Euse the beast meanes meanes that he Can to find them the next day and the said Stacy is to kepe the Cattell one Lords daye and his sonn the other and if the said stacy loose any of the Cattell by his — Carlisnes & and that itt doth apeare so: then he shall make sattisfastion for them and for so doing he the said stacy shall have for keeping the Cattell the sum of fortteene pounds and he is to begine to keepe them the 15 day of this month and so untill the last of october folloing and his paye to be in provistions and other things that he hath occation for farder itt tis agreed opon: the day above expresd that the brigde att the forrest river betwene salem and us: shall be mendid: and that the townes men shall geatt men to doe itt if possibly thay Can the Charge of itt to be borne by the twoune & in Case thay Can nott gett men for to doe itt that then itt must be don by the inhabittants att a twoune meting th 6 of June 65 richard rouland is Chosen too Be one of the Jury of trialls for the Cortt insuing att salem

[37] att Twoune meting the 26 of agastt 1665 mr moses maverick is Chosen Commishenor for the twoune to Be with the twounes men a Boutt the gathering of a listt of the males & allso the Estate of the twoune and two returne itt in to the Committes att the shire twoune this Being ac cording to the Treashures warrentt Ishued outt By him

26 agustt 65 itt ttis agread with John slater & — robartt Knight for two Bord the fore side of the Metting howse & the westerd End of itt: from the Bottom to the toope & thay are too plainge the Bords two — rabitt them one Eingh deep & two ranne the Eigdgeges with the Creas plainge & for to doe itt Compleatt & well & thay are to have six shillings per hunderd for Every hunder ffoott of Bord that thay shall so doe: according: to the agreamentt a Bovef [above?] Exprest — and farder the

said slatter & Knight shall Bord the rooffe of the metting house provided that we Can gett Bords to doe itt that is to say the upper kiffering and thay are to doe itt for fower shillins [per] hunder and thay for to ranne the Eigdhges of the Bords with a [gutter] of Eache side and farder we are to give them three shillins for two sett thes Bords op a drieng and thes worke is to Be don [com]-pleatt Before winter thes is agreed opon Betwene the twounes men & the partties above named this 26 of aggustt

att a towne metteing 7 november 6[5]

Samewell ward is Chosens Constable for the yeare insuing
william Charlls is Chosens grand Jury man for the yeare insuing
robartt Knight is Chosen to be of the Jury of trialls

[38] att a gennarall twoune meting this 7 of feabu-ary 166[5]

1 this day is tis agreed oppon that mr wallton shall have for this yeare 65 the sum of three score & ttenn pounds & the Select men to gather it for him

2 Secondly it tis agred oppon that the select men for the yeare insuing being Chosen by a gennarall twoune ~ metting: for the twoune afaires shall be

Ambras: galle
nicklis: merritt
John: walldron
samewell: Ward
Erasomus: James

3 farder it tis agreed oppon that francis Linsford shall have the sum of fower pounds alowd him for the yeare 65 & to be paid him by the Select men

4 farder it tis agreed oppon this daye above Expresdt that mr maverick John peach Sinor & John peach Junor being Chosen by the twoune: shall lay outt a susfishent Cartte way opon John BrimellComes land & richard reeds land: & thess men so apontted by the twoune shall lay outt so much land to the sayd brimellCom & reed againe in another place Conventtly for them & in Case thay doe nott lay outt so much land to ~ them againe: then the twoune to mascke them other sattifation so as itt maye be to thare Content with reason

5 thomas: pittman & richard rouland are Chosen way wardens for the yeare insuing the 7 feabuary

[39] att twoune meting the 15 day of aprill 1664 this day it tis agreed with John Stasy Junnor to keepe the Cattell for this sumer from mr walltom to hennery stasy & he is to go forth wth them hallfe a hower after sune risen & to bring them home hallfe a hower before sunn sett & the said stasy is to be very Carfulle of the Cattell & if any of them be lost he is to euse the bast menes that he Can to find them againe & the said stasy is to keepe the Cattell one Lords day & his sonn the other & if the said stasy loose any of the Cattell by his Carlisnes & that it doth so apeare then he is to make sattisfastion for them & the said stasy is to have two shillin & fower pence per head in goods; if mony then two shillins & that all Cattell from yeare ould & so upward that goes opon the Commons shall pay to the herdsmen according to a former order He the said stasy is to begine the next second day & so untill the last of october fowloing att twoune meting the 6 day of november 1664 John peach sinor is Chosen Constable for the yeare in suing

1664 [novmbr] the 9 & thomas pittman for the Jury of trialls — — —

its [agred] on by the Town of marvellhead that Francis Linsford shall in ioye that spot of lan[d] that lie [of] [sied] on Jon Ingersoll yeares past liying to the [north] of his houes neaer — — marke Pitmons

[40] January 27

	the ratte made in January 1664 wch was a hunderd forty six pound & seaven shillis	146:07:00
	wch was thus disposed of	li. s d
Imp	paid to mr wallton	70:00:00
	Chargdes aboutt the pound & stockes	03:10:00
	to francis Linsford	03:00:00
	lost in fish	01:16:00
	John slater & John walldron for worke at meting house	00:15:00
	to John Leyd & James Curtis for labor don aboutt the meting house	02:03:00
	to thomas pittman for Cartting & lime	01:11:00

to Captaing Corwin for bords	07:00:00
to goodman knight & goodman slatter worke a bout the meting house & Expence	05:00:00
to william Cleamente for labor	00:06:06
for nailles & mending th windowes	01:18:00
Expence a boutt the brigd at forist river	00:13:00
Expence opon father gray	09:00:00
more lost in fish	00:10:00
for a Baring Clothe	02:02:00
more other Chargdes for the twoune	05:13:06
the Battments opon the ratte was	06:09:00
the delinquents nott paid is	15:19:04
more in the twounes men handes	09:00:05
— — so the wholle — —	146:06:09

[41]

the ratte which was made the 26 of feabuary 1666 was a hunderd forty one pound thirtene shillins	141:13:00
reseved from william poott & Edward [ward] as to petter moris Chargd sixten pounds & by clothes 15—	16:15:00
& nine pound which was in hand of the last yeare	09:00:05
so the wholl totall is — —	167–08–05

	li. s. d.
Imp paid to mr wallton	70–00:00
paid for petter moris Chargde	25:00:00
for 2 thousand five hunderd ffoott of boordes & Cartting & landing of them	08:07:00
one thousand of plancke for the fortt	06:05:00
paid to francis Linsferd	04:00:00
paid for goodman gray	09:03:06
paid to goodman slatter & goodman Knight for labor don a boutt the meting house this yeare	04:00:04

opon the lost of fish	02:00:00
more Chargdes for the twoune in several pertichulars the which doth apeare by th account	19:10:00
the delinquents nott paid is	19:02:06
so the wholl totall is	167:08:04

[42] att twoune meting the 8 day of feabuary 1666
Imp the selectmen being Chosen by a gennerall — twoune meting for the yeare in suing 67 for the twoune afares are these

John: devorix
robartt: Knight
samewell: morgon
richard: reed
Edmon: galle

[43] a towne meten the 8 of the [fourth] moneth 1666/67 willam beale been Choosen wth the Consent of the towne for a towne Clurke to Comand Silanes ac Corden to law
for that yeare willam nick and willam barttell is Chosen for this yeare for hay wayes wardenes
Att a generall Towne meetring 19 of aprill 67— it is agreede upon & granted yt Captaine James Smith shall for ever enioy yt parcell of Land yt his father James Smith formerly tooke in for Satisfacktion of ye high way wch he left out &c
ffor This next June Court william Beale is to Bee on ye Jury of Trialls
aprill 27 at a towne meeting of ye Commoners it is granted to mr william Sprage Libertie to build a house over his press wch usually he presseth his fish withall & when hee goeth away and Ceaseth to make use of it hee is to leave ye ground to ye Towne againe & shall have Libirtie to sell his house & putt to his best advantage & it is to bee understood yt if ye said william sprage shall bee wanting Som Certaine time & Com againe hee shall then enioy ye same priveledg againe without deniall of any

[44] Aprill the 27th 1667
Att a meeting of the Commonors and purchasers off the ffarme itt was agreed on that all the purchasers and Commoners should be att equall chardg ffor the ffence putt up to secure our Commons according to every mans proportion: equally: and that the ten acor Lotts should beare noe part off itt: onlie every man that hath ten Acors shall have libertie to keep two Cowes for long as itt Lieth Common: and proportianable to what he shall take in or leave outt:
2dly: itt is agreed on by Joint consent and given to Richard Halie a small parcell of Land for a house Lott neare Richard Crockers House to be laid out by moses Mavericke: John Peach Junior: and John Peach Senior: provided the said Halie shall buld on itt within this two yeare if not Leave itt to the Towne:
3d itt is agreed on that the Townsmen now being shall provide a Cow Keeper and agree with him also that all milch Cattle shall pay unto the keeper from mark Pitmans House unto the widow Bennetts: and not the dry Cattle: to pay unto the keeper:
4 it is ordered yt Captaine James Smith Thomas pitman Senir & John gachell senr shall take Care & order ye Commons for this yeare next ensuing; — — yt is yt every man keepe ackording to his stent

[45] A reat [th]at was made for the towne the 26 of feberary 1667 was one hunderd and fifty on pound three shillins 151..03..00
the Chareg for the yeare above writen as foloeth

mestor walton	070..00..00
mor to goodman graye	016..06..00
mor to goodman Lenford	004..00..00
mor a bout the met[ing]e hous	002..10..00
mor for mestor horberd	001..10..00
mor in severelle perticerels for the towne	010..00..00
mor for Chirges for the fort	032..00..00
mor for los of fish	002..03..00

[46] Att a Generall Town meting th[e] eighten day of November 1667
It was voted that Richard Rowland was to be Constable

the year Fol[lowing] and to be warned to attend on that service:
That Moses Mavericke was Chosen Grand Jury man for the yeare ffollowing
That Samuell ward was chosen ffor the Jury of Trialls the yeare ffollowing:: and to serve theron

[47] Att twoane meting the 15 day of feabeary 1667/8
And the select mene being Chosen by a genneralle Towne meting for the yeare in suing 68 for the twoune a saves are thess

John deverox —
Robartt Knight —
Samewell morgon —
Richard Reed
Edmond galle

this day tis agreed opon that Mr waltome shalle have fore this yeare by the sume of fifty pound & the select mene to gather — it for him

[48] [March] ye 6th 1667/8
The maior part of ye Comoners beeing mett about dividing of ye fence which is betweene mr Kings ffarme: and ye farme that was mr Humphreys: found that Every Cowes: Comonage: was to: maintaine two Poule and: a halfe: the proportion to every man as: under written: Begining at ye Swamp: neere Nathanie[l] Pitmans fence: the first Lott fell to John: Peach Junr:

Impr: John: Peach: Junr: 8 Cowes Comonage:	:08:00
2—mr William Walton: 8: Cowes:	:08:08
3—Richd Rowland: 11 Cowes: & halfe	:11:0½
4—mr: Johnson: — — 3 Cowes:	:03:00
5—John: Gatchell senr: 2 Cowes	:02:00
6—Williams Woods — 2 Cowes:	:02:00
7—James: Wats: — — 1 Cowe	:01:00
8—Elias: Henly: — — 1 Cow	:[01]:00
9—Erasmus: James — — 1 Cow:	:01:00
10—Roger: Mavericke: — 15 Cowes— and halfe	:15:0½
11—John Codnar: — 3 Cowes:	:03:00
12—Thoˢ Gray: — — — 1 Cow:	:01:00
13—Joseph Dolliver: — — 4 Cowes	:04:00

14—ye widdow: Bennett—1 Cow		:01:00
15—Mark Pitman: — 1 Cow		:01:00
16—John Legg: senr — 4 Cowes:		:04:00
17—William Bartoll — 5: Cowes:		:05:00
18—Thos Pitman — 3: Cowes		:03:00
19—William Nicke: — 1 Cow		:01:00
20—John Peach senr: — 8: Cowes:		:08:00
21—Rob: Knight: — 2 Cowes		:02:00
[22]Ambrose Gale: — 2 Cowes		:02:00
[2]3ye widdow Bartill: — 5 Cowes:		:05:00
24 Lott Conant — — 1 Cow		:01:00
25 Rich Norman: — 3 Cowes:		:03:00
26 Mathew Charls: — 1 Cow:		:01:00
27 Cristopher Lattimore — 1 Cow		:01:00
28 William Charles — 5 Cowes		:05:00
29 Henry Stacie — 2 Cowes and halfe		:02:0½
30 Nickolas Meriett — 11 Cowes:		:11:00
Caried over Leafe		
[49]		
31 Thos. Bowing: — — 1 Cow		01:00
[32] mr Smith: — — 21 Cowes:		21:00
[33] John: Waldron — — 01 Cowe		01 00
[34] Samll Ward: — — 02 Cowes ¼		02 0¼
[35] John Devorux	02 Cowes	02 00
[36] John: Northey: — — 2 Cowes		02 00
		29 ¼

[50] the 30th day of December 1668

The Inhabitants of marblehead being warned to a Towne meeting by the worshipfull Maior wm Hathorn and the Reverend mr Jo: Higginson: who wear desired by the Honored Courtt at salem: to here and advise of with mr walton and the Inhabitants concerning what he was to have for the yeare 67: and the yeare 68 soe long as he lived: the generall vote pased that for the yeare 67: it stood as formerly voted for ffivety pounds and for the yeare 68 as long as he Lived being about eight monethes mrs walton was to have thirty ffive pounds:

[51] Rate

To other side: $14^{ll}:08^{s}:11^{d}$:

To Loss on fish by sale of it: to turne into money for ye gallery		009:00:00
pd him in money: enqr: expriffed other side		00:00:00
To expences about ye gallery at Mr. Lattemores:		001:03:04
To horse hire expences at Mr Lattimores		000:14:00
To Capt: Smiths Rate behind:		001:07:06
There Rests due to Mr Maverick for ye first year as by the accompt in ye following pages appears:	:09^{ll}:10^{s}:11^{d} 00:12:00	08^{l}:18^{s}:11^{d}
Allowed 12^{d} for ye money recd		08^{ll}18^{s}11^{d}
Paid to him:		64^{ll}14^{s}00^{d}

Rate: 150^{ll}:5^{s}:00:

Dispursed thus:

Paid to Mr Maverick as appears in ye other pages	73:12:11
To Mr Cheever:	40:00:00
To the Gallery in money: & expences ye 20th 5^{s} pd p Mr Maverick:	06:00:04
To Erasmus James expences about fish: house room to Neck 1^{ll} 16^{s} 6^{d}	01:16:06
To Blackstaves 12^{s}: To G Bondfeild for Greys wood:	01:12:00
To Richd Norman for fetching Mr Cheevers goods:	06:00:00
To horse hire to Mr Lattimore:	00:14:00
To defects in Erasing his pt: men gone away &c	05:15:00
To defects in Richd Rith part men gone, dead &c	03:09:06
To Loss of fish to turne it into money: for ye gallery:	07:00:00
To pd Richd Norman: expences about ye fence	02:01:00
To Expences att Mr Lattimores by ye Select men:	03:18:10

To pd Thomas Pitman for Grey & Linsford in wood 00:15:00
To lift for an old debt to Mr Latimore if the Towne allow it: 05:09:00

Dr: Tot: 158:04:01

Towne is Dr as appears above

	li s d
To Mr Maverick:	08:18:11
To Thomas Pitman:	00:00:06

P Contra Cr

	li s d
P left in Mr Lattimores hand above ye 05ll: 9s	00:00:00
P pt of Capt Smiths Rate:	01:07:06:

Given in to ye Towne: Aprill 10 1670

[52] [March] 5th 1668:69 Att a generall Towne meting march 5th 1668:69: theise things were acted and agreed on

Impr The Select men for this yeare were theise

Moses Mavericke Capt James Smith:
Mr Latamore Thomas Pitman
Richard Norman

2dly Richard Rich was chosen Constable for this yeare

3ly The Townsmen are to make the Rate to pay mr walton what is dew for the time he lived and to pay mr Chivers what the Towne promised and for the poore and other necessary charges:

4th itt is agreed that ther shall be a gallery bult at the Easter end of the meeting House the Townsmen are impowerd to gett work men with all speed: and the Towne to beare the Charges by the Rate

5ly the Townsmen are to endevore to gett a heard man to keep the Cattle and to agree with him

6ly Itt is agreed that all wells in the Commons or that lie open in land unfenced shall be secured to pervent danger to man or beast by raising them betwixt two and three ffoott hie above the ground on penalty of fforty shillins fine [after] warning by the way wardens

7th for High wayes it is agreed on that from Georg Godf[ry] to mark Pitmans and the Inhabitants at and

aboutt the fferry are to mend and repaire all the wayes in their bounds:
and from mr waltons House unto Ellias Henlie and to Thomas Dod House the middle of the towne the Inhabitants of that part of the towne are to repaire and from Thomas Dods to the further end of the Towne southward the Inhibants of that part are to repaire ffor the North end of the Towne John Peach senior is Chosen way warden ffor the middle of the Towne Samuel ward ffor the Hier end John Gatchell senior and Samuell Cundy who have power to appoin[t] the day or dayes within ther severell bounds

[53] and if any refuse they are to pay ffive Shillins for every day after lawfull warning

Imprimis payd mr Cheveres for his first halfe yeare by the Towne	40–00–00
more for disbersmentes for the metting howse and to mr wallton by mr mavericke as in the other five a yeres	73–12–11
mony payd william nick for hows rome—	00–10–00
more his expence for Erosemus James	00–16–06
more Lost by men that are gone away	02–00–00
more for black staves	00–12–00
more for Caringe fish	00–10–00
more payd bonfelld for grayes wood by Reth	01–00–00
more payd Richard norman for fetthinge mr Cheveres his goodes	06–00–00
more To Thomas pitman for wood for gray and Linsford	00–15–00
more To Thomas pitman for Licker to the workmen a bout the gallery	00–02–06
more for expence for Richard norman about the Townes busines	02–01–00
To James Smith Expenc one the workmen	00–02–06
Rich Rith list by bickfod and Comes	01–10–00
rest ungathered by Rith	01–19–06
To by Losse of fish and evry: expences	02–00–00
To defects in Erosmos Rate	02–15–00
To Erosmus by liquor	00 06 00
	135 12 11

To in mr Latamors hand fish stoped of what Erasmus receved as given in to Townsmen	005–10 00
To mr Lattomors recd of Rich Rith	002–06–00
To mr Latamors Rate: 40^{s} mr pitts rate 20^{s}	003–00–00
	146 08 11

[54] March the 18th 1668:69:
It is covenanted and agreed with Francis C[ollinges] Jeremiah Neale and Robert Knight that they are to buld a gallery in the meetin[g] House at Marblehead: at the northeast end from the prickt post and s[oe] to the end of the House: with five seats all to be compleatly don the fore seat to be don with Collomes and a board at the bottom: and to be arched suffitient to strenghten the House: with staires and all other necessaries for such a worke as the other gallery now is: the whole w[orke] to be soe don and compleated by the men above mentioned at or before the last of may next after the date hereof and for the worke soe finished and don according to time: we the said select men of the Towne doe promise in behalfe of the Towne: to pay unto the above said Carpenters: the sume of twenty and three pounds in new England money what they shall need for sawers or els to cary on the worke at present and the rest when the worke is fully ended according to agreement: unto all which we both Carpenters and select men have sett to there hands the day and yeare above written

francis Collinges	Moses Mavericke
Jeremiah Neall	Jams Smith
Robart kinght	Thomas Pitman
	Christopher Lata[mor]
	Richard Norman

[55] [T]he ratte that was made for the yeare 1669 was made the 15 day of march 68:69
which was one hundred and fifty pound and five shillinges 150^{ll}–05^{s}–00^{d}
which was for Towne Church and ministrey and was thus desposed of
Imprimis to the Ester gallery in the meetting howse for the Carpenteres and other Charges

and expenc upon it which was payd by mr mavericke *vidllict* in mony	20^{ll}–05^{s}–00^{d}
more in nayles spekes and Licker	01–01–11
more payd mistris wallton	30–00–00
more for Thomas Gray and his wif for one yeares Charge and 4 moneths	13–17–06
more payd francis Linsford for ringing the bell	04–00–00
more payd mr peach for glassing the windes	01–15–00
more payd John backer and another man for mendinge goodwife slatteres howse	01–08–00
more payd mr brown the glaser for glasing	00–18–00
more payd James Edwardes for making a shute of Clothes for owld Gray	00–07–06
This much m maverike is Credeter for	73–12–11

mr mavericke is detor::

Imprimes	
To money recevd for the gallery	20–05–00
more at the Same time in sillver	06–00–00
more by nayles hee gave to Erosomus James	04–14–00
more Receved of Rich Ruth in marchentable fish	06–07–00
more by severall as J[ames] promised to Rich Reth	04–17–00
	42–03–00
Loock back fo[r] the other Leafe more rd	18 19 00
To his owne Ratt 3^{ll}	61 02 00
fo[r] allowance for money pd wth June 6^{ll} 12^{s}	03 00:00
64:14:00	64 02 00

[56] 1669. Aprill first: John Stacie Junior is agreed with to keep the Cattle this ensuing sumer to begin the nineteenth day of Aprill and soe to continew to the 20th day of October next to take the Cattle in the morning from mr waltons according to the usuall Custome: to use his best endevore that Cattle may not be mising and if any be to use his endevore to find them that the owners

of the Cattle may not be damnified to keep them every other Lords day and every other day or as often as he may to vew the fence betwixt Marblehead and mr Kings ffarme: that if any be throwen downe or defect ine notice be given that itt may be mended: if any Stranng Cattle or Horses be on the ffarme to give notice or bring them to the pound: and all this on fforfeiture of his wages: and for his service ffaithfily performed he is to have the sume off twelfe pounds to be pd by the owners of the Cattle according to equall proportion according to the former Custome:

[57] 19th march 1668:69:

Att a generall meeting of the Commoners and the purchasers of the farme: to setle the stint off Cattle and other matters belonging there to: itt was Impr agreed on by a generall consent and agreement that wheras there is divers Cowes Commonadge lieth in Controversie betwix severall: men some saying they bought ther Comonadg of such or such persons: and others also claiming the same of the same persons by purchase: for that many Cattle are keept more then ought to be keept: to the damage of the Commoners and purchasers: it is therefore agreed on that all such land as is in Controversie and the parties that claim such land or Commons: or Commonadg shall neither of them make use of itt for Commonadg or ffeed of Cattle till they have cleard their title and Righ[t] whose land or Commanadg itt is: under the penalty of twenty shillins for every Cow or beast tha[y] soe keapt one yeare:

Impr There is one Cowes Comanadg that Thomas Dixi hath made use of some years past by vertue of purchase as he sayeth: from Richard Curttis and John Peach Junior hath made use of the sa[me] land as he sayeth by possession:

2ly Ther is one Cowes Comanadg that James watts do[e] make use of as he sayeth bought of Robert B[torn] and Thomas Dixi makes use of the same as h[e] sayeth bought of David Corwithing

3dly There is half a Cowes Comonadg that Richard Norm[an] sayeth he bought of David Thomas: and

Richard Downing claimes the same land by purchase from Henery Pease

4ly There is one Cows Comonadg that Richard Rowland makes use of by vertue of purchase from Captaine Corwing which doth not appeare to the Comoneg that he hath right to itt: because as far as we know he had but 3 Cowes Comonadg and sold [5] Cowes Comons:

5ly Ther is one Cowes Commonadg that Ambro[se] Gale doth Inioy by purchase of Captaine Corwin: as Richard norman doth which is not itt cleared:

[58] 2:3:1670

We hose Names Ar under wrett[en] havef Agreead with John Steaese to keepe the Cowes and to Beg[in] to keepe them the third of [May] and to Caarefully Looek after the[m] tell the 15 Day of Acttober nex[t] and to feach them and breng the[m] Accordding to former Costom and of Conddention of his Dill[gent] [Care] and he is to havef twelef Pounds for his Labor and to be paide According to the Nomber of the Cattell and to ke[ep] paide by the oner of the Cattel[l]

Crestever Lattemore	thee mark of
Tommas Patman	~
Richard Norman	John staes[e]

[59] at a Towne meeting the 19th of July 1669 Itt was agreed with edward Read to looke after the meeting House and to Ring the Bell and to officiate about that worke for which he is to have ffower pounds by the yeare his yeare to begin the first day of this July 1669:

[60] Aprill 10th 1670 at a Towne meeting The select men for this yeare were the same that ware chosen the yeare before: viz: Moses Mavericke
mr Latamore
Richard Norman
Capt James Smith:
Thomas Pitman

James Dennis: and John Legg Junior wer chosen Constables

The Townsmen were impowered to dispose of Thomas Grayes estate: and itt was granted to Thomas Smith only

he was to pay the Towne 20s iff Gray died within such a time

The Townsmen were to looke after Francis Linsford: to have what was necessry for him to subsist on

That mr Chivers was to enioy the land for a pasture on the back side of the meeting house: dureing his life with us and after his decease the fence to be valued and what itt shall be then worth his successor to be paid for itt

That what land shall be thought meett that lieth in Commons: for Houses to be bult on and not preiudiciall to the Towne The Townesmen are impowered to sell To such as may be usefull in the Towne

That on the 18th day of this instant moneth Aprill the Townsmen with John Peach senior and John Peach Junior are to order the bounds of what land is formerly laid out on the necke

[61] That John Furbush was Chosen a Coorder for wood in the Towne for this yeare

[62] December: the 18th 1669

At a meeting of the Commoners and proprieters itt is agreed on that the land is to be mesured from the water side called weebs ffolly to the Hedg made by John Deverux nere to the Hill called Fort Hill: and from the Pine Tree toward his Corne ffeild: and that every proprieter and Commoner shall beare his shar and gett itt ffenced as soon as may be in the next Spring: that itt may be made up according to the treaty made before major Hathorn with John Deverux and some of the Commoners and proprieters

2d That the next convenient day as many of the commoners and proprieters as Can shall vew the fence made from the pine tree to the Corne feild whether itt doth stand on the Line betwixt his farme and the Commons: and to se that a Convenient way be laid out for drift off Cattle and els: to the Necke: on the other side off the great Harbour:

3d Itt is agreed on that wheras: divers men claime land on the Neck: by vertue off a grant ffrom Salem when we were included in there Towne ship that all that claime Land on that acco shall bring in a copy off Salem Records

under the hand of him that keeps the Booke: unto the Towns men off Marblehead at or before the first of march next: and whoever shall neglect soe to shew his title by Gift purchase: Letter off Attorney or other Legall way: shall afterward Claime no perticuler Right to any Land: otherwise then a Commoner: and that after the first of march next: att a seasonable time the commoners or as many of them as may shall Indivor to enquire of the Bounds of the Lotts ther laid out

[63] And if the Bounds cannot be found they shall measure out soe much Land as appeare the Right of every man according to graunt: and bound markes to be made: and all the rest of the Land on the Necke to be accounted as Common: to all the Commoners:

4th It is agreed on: and Samuell ward Captaine James Smith: and Richard Rowland: are Impwrd to call the Townsmen to acco for the yeare 1667::8: viz mr John Deverux: Samuell Morgan Edmond Gale Richard Read and Robert Knight. and if they give not acco to ther satisfaction they are Impowerd to sue them to Ipswich Court next: and if they shall neglect to call them to acco or sue theem acording to this agrement: they are to forfute to the Towne the Sume of thirty pounds: and what Cost and Charg they shall be att in Caling them to acco or sute: the Towne is to give them full satisfaction

Samll Ward
James Smith

The marke of Richard Row[lan]d

[64] 1670 Aprill 4th

wheras on the other side Samuell ward Captaine Smith and Richard Rowland was Impowerd to call the Towns men to acco before Ipswich Court last past and being not don because not a full Towne meeting the same men above are to act according to the agreement on the other side against June Court next at Salem

An A Counte of what Land is one the great necke of mabellhead granted by Saylem and aperes by ther Recordes

To John Goyle 8 ackeres	8 acker
To will kenner and nickholos Lison	5 ackres
To John wakfelld	4 ackeres
To John and Samuell Gatchell	6 ackres
To The widow blencher	6 ackres
To Rafe woren	2 ackres
To Georg Chiine	3 aeckres
To Thomas James	3 ackeres

[65] The Towne haveing granted Abraham Allin A House lott or place to sett his house on wher now his House is and the Townsmen being to lay out the ground and to agree for the Price with said Allin they did accordingly and the said Allin is to pay to the Towne for the said ground ffive pounds onlie he is to have soe much on the Rock behind Thomas Dods House as to sett a Shop: on: as to be laid out by the Townesmen:

The Townsmen have sold unto John Pedrick a Small parcell of ground wher now his House is on the back side of Edward Homans ffence and to mr Latamors stone wall above the great Swamp for which he is to pay unto the Towne the sume off ffortie shillins:

The Townsmen have granted John Hudson a parcell of land for a House and Garden wher he hath now sett up his fram: he is to inioy the land during his life and the life of his wife but after their decease the land is to retourn to the Towne or the use of the Towne and who ever shall claime the House by gift or any way shall pay the Towne as much as the said land shall then be worth: and iff the house be to be sold the Towne sha[ll] have the refuse:

[66] The Townesmen have sowld unto henery Russell a small parcell of Land joyninge to John Pederick one the backside of Edward homones howse for the which he is to pay the towne the some of fowrty shillings

The Townsmen have sowld unto John pittman a pece of ground to sett a hows upon nere Thomas dodes betwine the Rocke and the hey way for the which hee is to pay thee towne the some of Twenty shillinges

The Townsmen have sowld unto Samuell ward a small pece of Land Lying betwine abrim alline his howse and

mr ward his fence of his yard and under the Rock within 4 foote of allines howse for which land the sayd ward is to pay unto the towne the some of therty shillinges

The Townesmen have sowld unto Richard Reth a small parcell of Land to sett a howse upon a bove the Carte way by hinde will nickes uper stup for hee and his heyeres for ever for the which hee is to pay for the same the some of fower pound five shillings — 04–05–00

The Townsmen hav Sowld unto John martine a small strip of Land betwine his hows wher Ward the Coop[er] now Liveth and will nickes Cow howse for twenty shillinges 01–00–00

John pederick at the necke is to pay unto the towne for grownd fenced in of the Townes Comones for his fish yard and garden for the which hee is to pay unto the towne yerly thirty shillinges for this 2 yeares 00–03–00 and so to agree every year with the select men

Richard reed is to pay unto the towne for his fish yard yerly theerty shillinges which is for this 2 yeare 69:70: 02:00:00 and so to agree yerly with the selecte men

[67] march the 11 – 1670:71:

att a mettine of severell of the Comoneres it was agred on that the fence for a Lane to the neck showld forthwith bee putt out to bee made and it is ordered that Thomas pitman and James smith are to agree with the woorkmen for to doe it and for the payment it is ordered that the sayd pittman and Smith are to receve all such monyes as is dew to the Towne for Land sowld and to defrey the Charge of the sayd fence and soe to be acountabell to the towne for the remayner of the mony It is understod that this is belonging to the Cominores and proprieters

March the 15:1670:71

In reference to a Countey Law it is ordered that all Swine within the township of marbelhead are to bee Sefitiently ringed by the first of aprill next upon the penallty of ten shillinges for Every Swine that shall bee taken unringed on the Comones or Stretes or any wher unles they are within fence or on ther owneres perticuler proporriety and if the owneres of the sayd swine shall refuse

to pay the sayd fine the swine are to bee sowld by the man or men apoynted to Looke after them and when the sayd ffine and other Charges are payd the rest to bee returned to the owner Richard Rowland is Chosen the man to see this order performed and to Looke after the Swine, and George Gedfrey

[68] The Townesmen have sowld unto wallter bosen a small persell of Land joyneing unto henery trivit it is allredy bounded off for the which hee is to pay unto the Comoneres the some of three poundes

[69] Its agreed further that Mr John Devereux, Samuel Morgan and Robert Knight are impowred to call to account and sue the Selectmen in ye years 1662 & 1663 viz Mr Moses Maverick, Mr Francis Johnson, Mr Christopher Lattimore Lott Conant & John Codner for the remainder of the Rate in their hands, and to prosecute this action against them att the next Court att Salem, unless their demands are satisfyed and wt cost and charge they shall be att in the sd case, the Towne is to give full satisfaction to them:

It is agreed that the Selectmen now chosen shall have liberty to hire and agree wth John Stasey or any other meet person to keep the heard this Summer

Samuell Morgan is chosen a measurer of salt for this harbour

[70] Aprill 17 1671.

at a metting of the townsmen thay have agred with timothy owen toe kep the milch Cattell for this year toe begin the 24th day of aprill and toe kep them till the Last of octobr he is toe fech them at mr waltowns about on hour by sun in the morning and not toe bring them hom untill half an our by Sun in the afternun he is toe use the best of his abillitie in Looking Carfully after them that non of them be lost but if any should be Lost he is toe take the best Care he can toe find them and bring them toe the owners agaien and for his labour thus performed he is toe be paied the sum of twelve pounds in good Curant pay by the owners of the Catt[le] he giving the townsmen an acount of the milch Catt from marks pittmans toe henerie stasies and he is toe kep the Catt

evirie other Sabath day and toe warn parsons toe kep the other Sabath days and for the true parformanc of all the patickulars abov mentiond we have hear untoe sett our hands

Moses Mavericke	Ambros Gall
John peach senior	Samll Ward
John Pech Junior	Timothy Owen

[71] Aprill 10 1671

the townsmen with them apoiented toe Joyn with them have laied out severall parsells of land untoe severall parsons as are heer underwritten

Imprimis

toe william pow a parsell of Land as it was bonded by the parsons apointed for that buiesnes the land lieth betwen gorg godfries and phillip hardens for which he is toe give the sum of $01^{li}:10^{s}:00^{d}$

toe Edword diemont a parsell of land bounded neor richard Normans orchard for which he is toe pay the sum of 01:10:00

Edward diemont disliking the Land hath disowned his right and is by the town dischorgd of it and the mony which he was to pay for it 00:00:00

Laied out toe Samuell morgin a parsell of land liing at the north west End of Elias hendlies ground the land is Laied out 20 foot one waie and 19 foot the other for which he is toe paie the sum of —— —— 02:00:00

Laied out and bounded toe John Copp a parsell of Land betwen the hous he now lives in and John Leggs hous Senior the Land is bounded with the Comons round for which he is toe paie the sum of —— —— —— 02:00:00

Laied out toe John gachell seinor a parsell of Land which lies befor his now dwelling hous for which he is toe paie the Sum of — 01:00:00

Laied out toe Erosamus James a parsill of Land for which he is toe paie the sum of— the Land lies ner the Cov by John Leggs garden 02:00:00

[72] Jenewerie 11th 1671

At a generall metting of the Comaners thay taking intoe Consideration that the Comans are soe well Improved by Reson of the Cutting away the wood and the Increasing of Inglish gras

Imprimis it is theorfor agred upon with the unanimos Consent of the Comaners that thay will dubl theoir stint upon the saied Comons that is thus toe be understod that whar it was first granted toe any parson or parsons toe kep on kow it is now toe raiesd twoe kows and soe proportionably for mor or les Catt acording toe the first grant

2d It is further agred upon by a generall Consent both of Comaners and the purchasers of the farm bought of maior hathorn that the stent upon the saied farm shall be raiesd on quarter part proportionably acording toe the first purchas in the saied farm that is toe be understod that thos that had libertie befor toe kep thre Cows may now kep for kows

3 It is further agred unanimoslie by the saied Comaners and purchasers that the ten acor lots now lieng in comons shall be raiesd on third part acording as it is now stinded and soe proportionablie for mor or les parsells of the saied lots acording as they are left out for fre fed of Catt

4 It is agred that the fenc betwixt the town farm and mr Kings farm and all the rest of the outsid fenc adjyning shall be made up sufitiantlie acordingly as it is alredy devided toe the portickulor proprietors: by the tenth of aprill next upon penaltie of twentie shillings and likwis the saied fien of fortie shillings for Everie month the saied fenc shall not be made up acording to this above saied order

this was not consented toe by Everie parson then presant

5 The Comaners and purchasers: Considering the nesesie of severall of the Inhabitants toe kep swien for theor nesesarie use and seing the great abus by severall parsons keping soe many as are a great wrong toe the Comons: thay doe therfor give leave toe Everie Inhabitant that is a houskeeper (and hath noe Comanedg) toe kep four swien or four shep which thay pleas: and this

order toe stand during the saied Comaners plesur and noe longer and the penaltie for Everie Swien or shep kept Contrarie toe this order is toe be ten shillings
6 it is agred that mr John Deverex and John Gachell seinor are impowred toe laie out toe Robert Bartlot four ackors of land upon the neck wher it will be conveniant for him and not preivditiall toe the town or toe any portickulor mans propriate
this was in leu of 4 ackers granted toe on wakfeild and bought by [R]obert bartlet

[73] Janverie 12:1671

at ametting of the seleckt men with the other parsons Chosen by the town toe sell and laie out the town Land thay have sold and laied out a parsell of Land toe John Bartlot a hous plot and garden plot as it is now staked out toe him and doe heerbie grant to him and his Eaiers for ever all the towns right for the saied land Joiening toe willom wods his land on the southwest the land that was mr bords to the north west the Cart way toe goe betwixt his hous and garden the Saied John bartlot is toe paie toe the select men or theor order the sum of fivtie shillings in mony at or befor the tenth of aprill next insuing which will be in the year 1672:
Sold to Richard Norman a parsill of Land Lieing ner his hous as it is now bondid by the men apoiented for that work the Land is thus bounded with twoe rocks at the southest End and a parsill of rocks at the west and northwest End and the high waies on both sides: the Saied Land is sold toe him and his Eaiers for Ever for which he is toe pay the select men or ther order at or befor the tenth day of aprill next (which will be in the year 1672) the sum of fortie shillings in silver
Sold Thomas powsland a parsill of land lieng betwixt John Legs Junior and John pitt[man] hous with the high way towards the southest for which he hath paied fivtie shillings which is full satisfaction for the Saied Land

[74] march 9 71:72

Thomas dixey Benieman parmiter are Chosen way wardens for the north part of the town Samll morgin for

the midl part and Erosamos James for the uper End of the town acording as it is alredy devided and if any Inhabitant being Lawfully warnd shall refus toe Com toe work thay shall pay the sum of five shilling for the us of them that doe Com and doe the work in mending the high waies

[75] march 9th 1671/72

at a generall metting of the Comaners and pirchasers of Land now lieng in Coman

Imprimis it is agred that Richard rowland Joseph doliver and John peach are Releasd from there ofis in looking after the Comans and thos that trespas theorin

2d it is agreed that the penaltie for keping a cow for a year for this year insuing shall be the sum of Six shillings in mony toe be distriend by the Constabl of the town and deliverd toe the Comaners or whom thay shall impower toe Reseive the same

3d Nathanill Waltown and Robert Bartlot are Chosen toe look after thos that trespas in keping Catt upon the Comans which have noe comans nor Land Lieng in Comans acording toe the order above written being six shillings for Everie Cow and upon any parsons Refusalls toe pay being leagally Convicted the Constab is toe take theor goods by distres and deliver it toe nathanill waltown and Robert bartlott whoe are toe give and acount toe the Comoners of theor proseding theorin

4th Samll Ward is Chosen toe kep the town Book by muttuall Consent of the Inhabitants of the town and he is not toe deliver the saied book to any without the Consent of the townsmen or the maior part of the town

5th Thomas pittman and James denis are Chosen for this year toe se that all swien above half a year old (being upon the Comans) shall be sufitiantly ringed by the 18th of this month upon penaltie of five shillings for Everie hogg unringed and thay have herby ffull power toe straine upon the goods of the saied porsons whoss swien are found Contrarie toe this order unringed from the 18th of this instant untill mickallmos day next

[76] The town Rate made for the year 1671 amounted toe the sum of $170^{ll}-2^{s}-00^{d}$

which was thus disposd of

	li. s. d.
imprimis paied toe mr Chevers as apears by his resaight	080– 0– 0
theor remaiens in father maverick hands	021–12– 2
thor is due from Ambros: Gall	001–18– 0
thor is due from Samll Ward	000–19– 0
thor is in mathew Clarks hand 4 bls of mackrell	004–00–00
mor thor is in his hands 12 qnts ½ of refus fish as he Resaived itt	005–17–00
mor thor is in nathanill waltowns hand 4 bls mackrell	004–00–00
paied Mr maverik for Francis Linsford	004–16–00
paied toe Ambros gall for dittoe	000–01–09
paied toe gorg banfield for wood for linsford	000–12–00
paied Edword red for ringing the bell	004–00–00
paied for the mending the pound and other Charges as the bell rop and naiells for the metting hous	000–11–06
paied Samll Ward for powder shoot and other Charges as opears to his acount	008–01– 0
paied toe Ambros Gall for mending the windows and other Charges as oper by his acount	000–18 10
thor is yet toe gather of Nathanill waltowns Ratte	009–17–00
thor is expendid for Charges by the Constables: toe Caring fish and mackrell	001–10–00
paied mr Lattimor for the Townsmens Expenc	002–10–00
thor is yett toe gather of mathew Clorks ratte	010–16– 4
thor is Lost upon the waight and pris of fish and mackrill and other goods	008–01– 5
	170–02–00

[77] march 23 1671/72

mr maverick is Cr by soe much paied for the town

toe mr Chevers which was due toe him in the year 1670 which is in full of all depts due from the town toe mr Chivers for his maientenance toe this preasant year	07– 8– 6

to soe much due toe him four former yers for all acounts toe this day	17–19–11
	25– 8– 5
to so much paied by Robert Knight	04– 5– 6
	29–13–11

march

23 mr maverick is Dr	
as opers on the other side	021:12:02
paied by Richard Norman	004:07:0
paied by Coptin Smith	002:17:6
paied by venson stilson	000:17–3
	29:13–11

1671/72

march 23 at a generall town metting thes things wore acted

Imprimis Samuell Morgin and John waldron ware Chosen Constabls for the year insuing

2d thes men wore Chosen for the Select men for this year

Nickolas meritt
Ambros Gall
John Peach senior
Nathanill Waltown
Samll Word

3 whearas theor is a differance betwen the town and mr Lattimor about a sum of five pounds nien shillins which he hath taken of the towns goods and the town is not Sattisfied about it the town have therfor Chosen as a Comitte toe Examin mr Lattimors acount and toe agre with him upon Such tearms as they shall acont Reasonabl the porsons are

Erosomus James
John Legg Junior
Samll Ward

4th it is agred that mr maverick thomas pittman John peach Junior and John Legg seinor are Chosen togother with the Select men toe laie out a hors pastor for mr

Chever of 2 ackors or thorabots acording as thay shall se Conveniant in anv Conveniat plas upon the towns Comons and not preiudithall toe any porsons of the Inhabitants and the saied pastor is toe be fencd sufitiantlie as son as posibl the town Can procur it toe be don at the town Chorg

[79] ther is a differanc of five pounds fiveten shillings betwen the ratte Enterid in the town book for the year 1669 and the Rattes Comitted toe the Constabls for that year which the towns men for that year have not given a sattisfactorie acount as yet toe the town of Thomas pittman and John Gachell are Chosen toe vew fences about the town that thay be made up sufitiantly by the 10th of aprill next and any porson that is defective by not making [up] his fenc sufitiant by the abov saied time shall pay the fien of twentie shillings a wek toe be taken by distres by the parties above mentioned

1672

Aprill 6th att a town metting

1stly Its agred by generall Consent that a Lentoe shall be built adiyning toe the backside of the metting house twelve foot in bredth: fortie foot in Lengthh: with three gabell ends in the same of timbr work

2dly Its agred that mr Thaddeus Riddan: Erasmus James John Legg seinor shall iyne with the presant select men whoe together with the select men are impowred forthwith toe agre with workmen Carpenters and masons &c toe set up and finish the same as son as may be

3dly Its agred that the Select men shall have power by the ratte this presant year toe raies a proportionabl sum upon Each Inhabitant for Caring on and defraieng the charg of the said lentos we ingaging our selves toe stand to theoir agrement and paie our proportion

4thly Its agred that the Selectmen shall Ingage toe pay the Cowkeper Eaight pounds in mony for this presant year and toe order the herding of the Cattle and keping according toe the usuall Custom & if Gorg Dorlin & the Select men doe not agre thay have power toe agre with another man & that everie Inhabitant that hath a Cow

or Cowse shall bring theire mony toe Ambros Gall acording toe theor proportion

[80] Aprill 11:1672

1st at a metting of the Select men and Comaners it is agred that Captin James Smith and Nathanill waltown are Chosen toe vew the fenc betwixt the town farm and mr Kings farm with all the other outside fenc that it be made up sufitiantly acording toe the order made Jeneverie 11–1671/72 and we doe heerby give the saied Captin Smith and nathanill waltown full power toe distoraien upon the goods of any porson or parsons that are or shall be defective by not making up ther fenc acording toe the saied order and thay are toe give an acont toe the rest of the Comoners and purchasers what thay shall doe in the abovsaied busins

2dly it is unanimuslie agred by the Comoners and purchasers that theor shall be a generall metting of the propriotors and Comoners upon the 18th of this instant at the plase wheor the stoks now stand then toe devide the Comons and make the fenc at the Cleft in the farm next the sea and thay are toe apear on of a hous at the abov saied plase at the beat of the drum upon penaltie of twoe shillings and Six penc for Everie porson that is defective the mony toe be distraiend by the Constabl and Spent for the refreshing of them that goe and doe the work

Aprill 17th 1672 at a metting of the Select men

Upon Complaient of the way wordens of the backwardnes of the Inhabitants and other porsons that make us of the high waies and the great Inconvenientie that the town is under by the badnes of the ways

the select men doe therfor order that Everie porson Inhabiting within our town abov the age of sixten years (Exept such as are by law Exepted) shall after legall warning given them by the way wordens dulie atend the mending of the saied waies acording toe direcktion given them by the waiewordens upon penaltie of twoe shillings and six penc a day: for Everie porson that is defective hearin toe be taken by distraient upon the goods of Everie porson that shall be defective herin

[81] novembr 18 1672

1st at a town metting mr John deverix was chosen for the Jurie of trialls for the next Court held at Salem

2d it is unanimosly agred by all the Inhabitants then mett that the way—thorow the Swamp betwixt richard reds hous and stage shall be forth with stopd up with a fenc and onlie a slitte made and a foot way onlie to be left for parsons to pas on foot to ther stages or other ocations

[82] [The] Town Ratte made for the year 1672

amounted to the Sum of	184li–09s–00d
mor Resaived of mr John deveriks Robert knight and Samuell morgin the Sum of 20 li which was for a bill formerlie given to mr James Smith and Samuell Ward in the behalf of the town	020–00–00
Resaived of nathanill waltown the sum of seven pounds which is in full of what he had in his hands the Last year with what he hath gatherid sinc or can gather	007–00–00
Resaived of mathew Clark the Sum of	002–10–00
Resaived of mr maverick	004–05–11
Resaived of Samll ward for what he was to pay the last year	000–19–00
Resaived of Ambros Gall for what he was Indept last year	001–18–00
	221–01–11
the town is dr to Ambros Gall the sum of	012–12–02
	233–14–01

[83] the mony Resaived as apears on the other side was thus disposd of

Imprimis

	li s d
To mr Chevers for the year 1672 for his Salerie:	80–00–00
To so much paied Robert Knight	86–04–11
To so much paied Edward Red for ringing the bell	04–00–00
To so much disburst to Ambros gall for old Linsford	05–04–00

To so much behind of John waldrons ratte	25–03–00
To so much behind of Samuell morgins ratte	08–08–00
To so much for 8 qnts of hack in John waldrons hand	03–04–00
To so mich alowd the Constabls for Charges about gathering theor ratts theair Remaiens still in mathew Clorks hand a parsill of pollock	01–10–00
paied mr Lattimor for the Select mens Expences	02– 3– 6
mor Expended at mr Lattimors for the Inlorjing the metting hous	03–17–00
paied thomas pittman for what was due to him last year	00–16–00
To so much Lost in fish and mackrell for this year	13–03– 8
	233–14– 1

[84] march 14th 1672/3

at a generall town metting thes things weor acted

Imprimis Mr thedeus Reding
Insin Richard Norman
Erosamus James
John Legg Junior
and Samll Ward

thes above mentioned wore Chosen Select men for the year Ensuing

2d Robert Bartlot
William Brown } Constabls for the year Ensuing

3dly Thomas pittman
Nathanill waltown
and Richard Rowland } are Chosen to vew the fences belonging to the town: that

thay be made up sufitiantly by the last of Aprill next upon penaltie of ten Shillings fien upon Everie parson that shall be defective heorin

4thly mr Samuell Chevers mr mosis maverick mr John deveriks John pech Junior John peach Sei[nor] and Nickolas meritt are Chosen together with the Select men to Seat the metting hous* that part of it that is yet un-

* See reference on p. 30, original pagination.

seated and to alter it so as it may be most advantagus for the town

5th Nathanill waltown and John Legg Junior are Chosen to joyn with thomas pittman and James denis to look after the Swien that thay be ringd acording to the order made in 167[½] march 9th and likwis thay are to se that ther be no hogs kept abov the stent made Jenewerie 11:167[1]

[85] 1672/3

it is agred that Edward red shall have for his paens for ringing the bell and looking after the metting hous for this year the sum of five pounds

1672/3 march 15th

at a generall metting of the Comaners

1st it is agred that the penalltie for keping a cow upon the Comons without Comanadg shall be the sum of ten shillings Everie hors or mare acounted for two Cows Everie 2 yearling for a cow 4 shep for a Cow and Everi person ofending heorin shall be liable to have the penallitie abovsaied to be straiend upon his goods by the porsons apointed to Look after this order which are for this year the Same that wore Chosen the Last year namlie Nathanill waltown and Robert Bartl[ot] who are to have a quarter part of what thay gather for theor paiens giving a tru acount of the rest to the Comaners

2dly theor is granted to docter Richard Knot a parsill of Swamp lieing near henerie trevitts Land as it shall be Laied out by the select men with mr mosis maverick John peach Senior John [peach] [jun] the which Swamp he is to Inioy and his Eaiers for Ever if he live and die in the town and follow his Imployment of a docter during his natirall life in the town but if he shall remove out of the town then the town are to give him satisfaction for his [fenc] acording as it shall be then vallued and the Land to re[turn] to [the] town agaien

3dlie theor is granted to Samll word on acker of that swamp [which] lies befor thomas Elis his Land and James watts to be Laied out by the Select men with the men above mentioned

March 24th: 1678/9 then att A Genl: Toowne meetting

Itt was thus Conclued that as to the Grant above specified as to Mr Samuell wards Grant: of his said Land: the sole and proper use of the Said land is to him and his heires for Ever

[86] March ye 31th 1673

At a generall Towne meetinge legally warnd

1st Whereas at a former Towne meetinge ye Selectmen with severall others were Chosen to seat ye meetinge house, uppon ye disagreement of ye said persons, & ye Select men leaveinge ye worke, Its agreed that ye rest of ye persons viz Mr Moses Mavericke mr John Devereaux John Peach senr & Nicholas Meriott, are fully — impowered to doe the sd worke viz to seat the Lentoo men & women in ye seats, Cutt an Ally through ye ould part, dispose of any persons wch shall want seats or loose theire seats by meanes of ye Ally, in ye most Convenient places in ye ould or new part And rectifie any disorders with due Care that such as have been formerly seated may keep theire places as maney of them as Conveniently Can

2ly ffor ye regulatinge & preventinge disorders in seats Its agreed that Richard Norman shall have power to looke after all persons men & women that they keepe theire seats uppon penaltie of two shillings sixe pence for every single offence, uppon every Sabbath day to be distrained after legall warning given to ye parties offending; one third part of ye fines to be to ye use of ye sd Richard Norman the other two thirds for ye use of the poore of this Town, The sd Norman to give an Account of the whole to ye Towne when demanded of him

3ly Its Agreed that ye land Laied out by ye Select men & others, formerly Chosen to lay it out for a pasture for mr Cheevers which lyeth betwixt ye two hills neere ye mill pond by estimation two Ackers, The Towne doth freely give ye pasture unto mr Samll Cheevers to injoy it to him & his heires for ever hee fenceinge it uppon his owne Cost & Charge & the Towne to bee ~ ffreed from ye former Agreement Concerninge a horse pasture & fenceing of it

4ly Its agreed that Jonathan Clark fence about the

meddow and ground which was formerly in the possession of John peach Junr shall stand till the Towne take further order

[87] March ye 31th 1673

At a generall towne meeting [as] [on] [ye] other side

5ly Thaddeus Riddan was Chosen to keepe ye Towne booke for this yeare ensueing

6ly It was left to ye Select men at ye same meeting to hire a Cowkeeper for this yeare

At A meetinge of ye Selectmen the 19th of Aprill 1673

1st Haveing taken to their Consideration ye inconveniences of dead Cretures lying in ye streets of the Towne wey tend to ye infection of bodye & ther impairinge of ye health of ye inhabitants & others Coming in to our towne, Its therefore ordered that all Cretures being within thirtie pole of any dwellinge house in the Towne, viz horse, Cow, swine, doggs Catt: or any of what age soever of ye same kind, shall wthin twentie foure houres after ye decease of any such Creture bee baried in ye ground or Carried into ye Sea, And every owner soe offending shall bee liable to pay tenn shillings to be paid to ye Constable uppon demand & for none payment on demand ye Constable to destrain who is to give an Acco^{t} thereof to ye Select men yearly untill the Towne take further order

2ly This day there is an Agreement made with John Forbush about ye pound wch ye said Forbush is to keep in good repair for two yeares & to find all necessaries for ye same Vizl: posts, Railes hookes & hinges for ye Gate, for wch hee is to have Twentie Shillings for the whole time

[88] June ye 16th /73

Att a Towne Meetinge Called by ye Constable Leift Samll Ward was Chosen to serve on ye Jury of trialls next Court at Salem

June ye 19th 1673

There was this day laid out for Leift Samll Ward by estimation one Acker of ye swamp betwixt Thomas Ellis & James Watts Accordinge to a Towne graunt ye 15th of march last; by ye men appointed to lay it out bounded

as followeth, from agreat round Rocke at ye South Est Corner of Elias Fortuns house over ye Swamp to a sharp Rocke under ye great Rocke on ye S: E: side of ye Swamp (leavinge two poales betwixt James watts his now Stone wall & ye sd bounds wch two poale is for a high way) the said bounds goe under ye great Rocke untill you Come to a fflatt Rocke by ye swamps side against ye Corner of John Leggs fence, & soe over ye swamp uppon astraight line to ye middle stone wall that parts Thomas Ellis & Elias Fortune their ground & soe Easterly along Elias fortune stone to ye great Round Rocke where the bounds begun

[89] August ye 15th 1673

The Comonners have sould unto Samuell Nickolson & Joseph Nickolson a parcell of Land by estimation on Acrer more or lesse as it ~ was laid out ye 28th day of July last the said land is in equall ~ halfes betwixt ye said Samll & Joseph Nickolson for which land the said Commonners doe Accknowledge to have received the summe of seaven pounds in silver

Att ye same time

There was sould & laid out unto John Gatchell senr a parcell of land on wch ye new frame now stands thirtie foote at ye east end of ye frame & twentie foote at ye west end & six foote on each side of ye said frame the whole lenght of ye land for wch he hath paid to ye Comonners Twentie shillings

Att ye same time

The Comonners doe Acknowledge to have reced of mr Moses ~ Mavericke the summe of foure pounds in silver which is in full satisfaction of ye whole Necke of land where Ambrose Gale now makes his fish for wch summe the said mr Maverick is to enjoy the said Neck of land to him & his heres forever

[90] Att a Town meeting the 10th of Janr 1673/74

1st Its unanimously agreed by ye Town yt Robt Knight shall sett upp a new post under ye Gallery where hee Cutt away ye post & hee is to sett it up wthin tenn days after ye date hereof on penaltie off Twentie shillings ye said post to be Compleat as ye first was ye sd fine to be

destrained by the Constable on ye Estate of ye sd Knight if hee pvs defective

2ly Its Agreed that if Robt Knight doth not finish & Compleat his worke according to his Covenant about ye meeting house both Carpenter & masons worke, (by ye last of may next), that the same men that made ye Bargain in the Towns behalfe have hereby power to sue the sd Knight & to psecut him from Court to Court untill the Case is ended.

[91] att a metting of the Comaners Janvorie 13th 1673

it was mutually agred by the commoners that Nathanill waltown Erosamus James and James denis should Call all, the Inhabitants that kep any Catell upon the Comans to an acount for what Catell thay kep upon the saied Comans and wheor thay find any ofending by keping mor then thaier stint or any keping Catt that have noe Comons or do not hier thay are heorby Impowred to demand and in Case of Refusall to sue and recover or prosecutt from Court to Court untill the case or Cases[es] be Ended the penaltie to be the sum of ten shillings but it is to be understod that the Comaners doe give to the porsons abov written full power to agre with all porsons ofending heorin upon Reasonabl teorms as thay shall agre and the Saied Comaners doe ingage to and with the Saied nathanill waltown Erosamus James and James denis to give them ffull satisfaction for whatt Just Charges thay shall be att thay giving a Just and true acount of what thay doe about the Saied busines and this order is to be understood for the trespas done in the yeor 1673 the stint to be the same which was made by the town in the yeor 1647 aprill 10th——

[92] The Town Ratte made in the yeor 1673

	ll _ s _ d
Amounted to the Sum of	153–10– 6
mor Resaived of John Waldron for what was behind of his Ratte the Last yeor which is all — that he hath gatherd or can gather —	011–00–00
mor Resaived of Samuell Morgin: which is all he hath Resaived for his Ratte the Last yeor or Can Resaive	002– 5–00

mor Resaived of John waldron in fish	001–15–00
mor 1 bb of mackrell	000–14–00
Resaived of mathew Clork in fish	001–18–06
	171–03–00

[93] the Disbursments for the town this yeor were as followeth

1672/3	ll – s – d
Imprimis: paied mr Chevers for his Sallere for the yeor	080– 0– 0
disbursd for the brigg at forist River	004– 5– 0
disburd to widow Slauter	000–11– 0
to fransis Linsford and his wiff	001–02– 6
to Chorges about the fort and guns	003–12– 9
to 1 Law book	000–05– 6
to John furbush for the pound for 2 yeor 73/4	001–00–00
to paied James denis for work and naiells about the metting hous —	000–15– 6
paied for worhous Rom and Chorges about fish with wine at Raising the Leanto at the metting hous	004–02– 6
to paied for waching at the neck by maior hathorns order	000–14–00
to so much behind of william browns Ratte	008–14–10
to so much behind of Robert Bartlots Ratte	034–08–00
paied Ambros gall for whatt was due to him the Last yeor	012–12–02
paied Edword Read for Ringing the bell	004–00–00
Expended at Insin normans by the Select men	004–00–00
to Six paier of shoes at	001–08–00
to 3 paier of stokins	000–15–00
to woden dishes: 10s: yard of holland: 10s:	001–00–00
to Los in waight and pris of fish and mackrell	007–16–03
	171– 3– 00

[94] Att a Towne meeting the 15th of Aprill 1674 theise things weare agreed on:

Impr the Select men for this yeare weare theise
Mr John Deverux:
Mr Christopher Latamore
Ambros Gale
Moses Mavericke
Samuell Ward

2d The Constables for this yeare weare Chosen — John Mariott, Richard Read

3ly The Select men are impowerd to make the Rate for the Towne

4ly To agree for a Cow keper or keepers

5th To releive the widow Slater: as need requires

6th Way wardens for this yeare — Thomas Pitman, Richard Rowland

7ly That the carts and Teames — — that belong to the Towne shall — come and afford theire help about — the High way or els to pay the fine — of ten shillins on refusall or neglect

8ly Wm Browne hath bought the remainder of his Rate for which he is to pay unto the Towne fouer pounds: and five shillins to be paid at or before the last of June next:

[95] May the 4th 1674

The Select men have agreed with Samuell ward to provide a Cow keeper for this year the said Ward is to have for the said keeper eight pounds money he is to begin the time the Sixth day of this instant mo: and to end the last of October next the said ward is to gather the pay him selfe: and the keeper is to observe the former Customs: for fetching and bringing the Cattle: if any shall refuse to pay according to their proportion he is to have order to recover itt according to Law:

[96] The Towne Rate made in the year 1674 amounted to the summe of $102^{ll}:05^{s}:00^{d}$

Jn Meriots pt $4:^{ll}$ 05^{s} Richd Reede pt 56^{ll}

Received off Wm Browne in lieu of 8^{ll} 14^{s} 10^{d} 04:05:00

Received off Robert Bartlett being part of 34^{ll}: 08^{s} which was left last year in his hands ungathered	08:04:06
Recd 1 yd holld: 10^{s} valued at 8^{s} pd to Mr Cheever: 6 pr shoes: 3 pr stockins:	00:08:00
	115 02:06
To Due to Ambrose Gale from ye Towne: 18^{s} 6^{d}:	18 06
	116:01 00
To Recd pr Robt Knight pd:	03:04:11
	118:07 05
Due to Robt Knight from ye Towne:	03:14:09
Due to Richd Norman for his Expences of Selectmen	02:14:03
Due to Ambrose Gale: as above:	00:18:06
The 3 pr of stockins 1 pr eaten by ye Rats: and ye two other pr Recd pr Richd Norman, & pd to James Dennis 5^{s} 6^{d} for so much due [for] ye Towne, and 3^{s} 6^{d} in silver recd for ye other pr:	$3:6^{d}$:
Towne is Cr:	
p 1 pr of ye 6 shoes: received: in money	$00^{ll}:03^{s}:00^{d}$
Dr	
p Brandy spent att ye Towne meeting in money:	00:04:06
Robert Bartlett part ungathered last year was:	$34^{ll}:08^{s}:00^{d}$
Whereof paid by him ye year	08:04:06
Loss on fish paid by him	01:06:00
Left in particular delinquents hands appears by his note:	20:02:00
Left in Mr Devereux hand	00:19:00
Left in John Waldems hand:	00:10:00
Left in small dribletts in particular mens hand:	02:08:06
To 1 bls mackrill 18^{s}	00:18:00
	34:08:00

At a Towne – meeting: March: 15: 1674/5
Robert Bartlett is ordered by ye Towne to pay the abovesd summe due to Robt Knight $3^{ll}:14^{s}:09$: To Richd Norman $2^{ll}:14^{s}:03^{d}$ to Ambrose Gale: $18^{s}:03^{d}$: The whole is: $7^{ll}:07^{s}:06^{d}$ which is to be pd out of ye Remainder of his Rate $20^{ll}:02^{s}:00^{d}$ and he is to use his best endeavour for gathering the rest, and give an account of the time to ye Towne:

[97] The sd summe was disbursed and disposed off as followes:

Imps: To Mr Cheever for his salary	$80^{ll}:00^{s}:00^{d}$
To Edward Reed for ringing the bell	05:00:00:
To Widdow Slawter for wood &c:	03:06:05
To Robert Knight for the Turrett 5^{ll} & Ground selling ye meeting house 3^{ll}, & other charges for worke done for ye Towne as appears	04:08:08:
done for ye Towne as appears by his bill of particulars: $11^{ll}:08^{s}:04^{d}$	03:04:11:
To Mr Devereux for carting the ground: timber sells &c:	01:02:00
To expences att Mr Lattimores by ye Select-men	01:03:06
To expences att Ensigne Normans by ye Select men	
To Loss on fish pd pr Robert Bartlett: charged other side	00:00:00
To Loss on Lines 3^{s} & shoes: 6^{d}	00:03:06
To charges about fish & warehouse Room to Richd Reed:	00:10:00
To Loss on fish paid by him	00:14:00
To what is behind of his Rate:	06:06:00
To Eight shillings pd to Mr Ward pr him:	00:08 00
To pd to Mr Ambrose Gale for nails for ye turrett	00:12:05
To pd by him for underpinning the two ends of ye meeting hous:	00:12:00
To pd by him to Christopher Hardy	00:06:03
To pd to Sam:ll Morgan by ordr of ye Towne for Court charges	01:06:00

To pd for one gall: Brandy: 7^{s} 6^{d}	00:07:06
To men gone away in John Merriots part:	00:18:00
To what is behind of John Merriots part:	03:12:00
To men gone away in Richd Reeds pt: 4^{li} 1^{s}: & defects 3^{s} 9^{d}	04:08:09
To defects 18^{d}:	
To 2 pr shoes: att 7^{s} & 6^{s}: in ye Towne hand:	00:01:00
	118:07:05
James Dennis received 1 pr shoes abovesd:	00:06:00
The other pr with four pr more brought in the year before dd to Wm Beal, for which he is indebted to ye Towne:	01:05:00

[98] At a Towne meeting March 15: 1674/5

Select men for ye year ensuing were chosen

Mr Moses Maverick
Mr Thaddeus Reddin
Mr Ambrose Gale
Thomas Pitman
Nathaniell Waltom:

John Merriot engages to pay the Towne: and to have the rest for his pains: of ye three pounds and twelve shillings:	02:00:00
Richd Reed engages to pay ye Towne: and to have the rest for his pains of the six pounds six shillings:	04:05:00

Richard Hanniford and Nicholas Andrews are chosen Constables for the year ensuing

John Brimbelcomb and John Gatchell senr and Thomas Smith are chosen Way wardens for this year, and impowred to employ teams and men and to take the penalties that have bin formerly granted upon refusall unto any former Way: wardens: in the two or three years last past.

Edward Humphreyes is allowed five pounds for this next year for his incouragement for keeping the school: The Select men are impowred to look after the poor, and to allow Christopher Hardy two shillings pr week for the present till he be better able to maintain himselfe, To

make the Towne Rates, and see to ye execution of such Lawes as the Countrey directs unto:

Its agreed that every particular man shall make up his particular fence about his Land, by the 10th of Aprill next on the penaltye of twenty shillings and John Peach senr: Thomas Pitman & Richard Rowland are chosen viewers of fences that they be sufficient:

The sd penalty is to be paid to the poor, and ye Land is such as the person appropriates, & improves for tillage or pasture for his owne benefit.

Its agreed that all swine shall be sufficiently ringed, that are above halfe a year old by the last of March on the penalty of two shillings and six pence, and kept ringed all the summer, on the sd penalty: provided that after the first ringing the owner have notice once given him by the persons chosen to look after this order who are Richard Norman, Richd Rowland, Erasmus James, and Thomas Pitman, who are to have the sd penalty for ye pains:

[99] Mr Maverick, Mr Reddin, Mr Lattimore, John Peach junr Erasmus James and Robert Bartlett, are chosen as a Committee, and desered to bring in a List of ye names and priviledges of each person in Marblehead, that are concerned in the last order made by the Court: Octob 7 1674, concerning the Commons, and bring it in against the next Generall Towne – meeting:

Att a Towne – meeting March: 27: 1675

Erasmus James is chosen Moderatour for this present meeting and a penalty of twelve pence in money is imposed on every delinquent who shall behave themselves offensively and disorderly att this Towne – meeting

Its agreed that the List of the names and priviledges granted to each person, brought in and publickly read, and amounting to the number of one hundred and ninety one commonages shall be entred on Record, in the Towne booke, that every particular person may know his owne particular priviledge; Mr Maverick, Erasmus James, Robt Bartlett and John Brimbelcomb are chosen to see the sd List entered in ye Towne book: together with the order of the Generall Court:

Its agreed, that for the year ensuing: 1676, every person that hath an interest in ye Commons, shall have liberty to keep one sheep, or one hog for every Cow, & so [many] swine proportionably to their Cowes commonage

John Merriott paid ye sd forty shillings according to his engagemt:

to Ambrose Gale: 32 shillings	01:12:00
to Mr Cheever 8s:	00:08:00

[100] Att a Generall Court held att Boston: Octob: 7: 1674*

To the honourable Generall Court now Assembled at Boston

Wee whose names are hereunto subscribed being Appointed by the Court of Asistants to hear and give in our determination about the differences betwixt the Commoners, and non-Commoners of Marblehead do Agree as followeth: vizt.

That the order which those that stile themselves Commoners made in the year sixteen hundred forty and seven shall stand good, & they to enjoy those Commons as it was then ordered, and stands upon Record in their Towne – book made on ye 10th of Aprill in ye year abovesaid, and do allow those Commoners each particular house of them one Cow – common more:

Secondly we do further Agree that all those fifteen or sixteen houses which were built in Marble-head before

* These records following (pp. 100-102, original pagination; and duplicated in Vol. 2, p. 10, original pagination, except for the list) appear to mark the legal triumph of the commoners over the non-commoners. The records are in effect the decision of the General Court in an appeal from the Quarterly Court held at Ipswich, March 31, 1674 (Quarterly Court Records, Vol. V, p. 278). The case may have been in the nature of a test case, for the defendant, Robert Bartlett, had been appointed by the commoners' meeting of March 15, 1672/3 to see to the stint of cattle, and the meeting of March 15, 1674/5 made him one of the committee to bring in the list of commoners to the next meeting. Although the courts maintained them in their legal control of the land, actual enforcement of the commoners' orders appears to have continued difficult as ever, for by June, 1678, Richard Rowland, James Denis, and Robert Bartlett, the commoners' committee, were petitioning the Quarterly Court to compel the Selectmen to co-operate in enforcing the stint of cattle. (Records and Files of the Quarterly Courts, Vol. VII, p. 69.)

ye year 1660 shall be allowed one Cowes common and a halfe, which were brought to us in a particular List, We say to each house, one Common and a halfe

Thirdly we do further Agree, that unto every remaining dwelling house now in Marblehead att this present day shall have a Cow-Common a piece; And that all those Commons which are Appropriated to each house throughout the whole Towne shall not be sold from the house.

Fourthly, what swamps or Lands the Commoners have Appropriated to themselves shall be void, and Ly unto Common.

Furthermore we Agree that the charge that the Court of Assistants did find for the non: Commoners, those who are called the Commoners shall pay, and that the charge of the Commissioners shall be paid by the Commoners and non-Commoners equally

The Court do Approve of	Henry Bartholomew
this Returne, and orders	Thomas Laighton
it to be Recorded as a	George Corwene
finall Setle-ment thereof:	Joseph Grafton
Signed: William Hathorne	Richard Prince
	John Corwine

[101] A List* of the names of the House-holders of Marble:head and their severall priviledges of Commonage granted and confirmed by the Generall Court. Octob. 7: 1674, and approved of att a Generall Towne-meeting: March: 27: 1675, to be enjoyed by them, their heirs and Assignes for ever, and entred on Record by their order by us whose names are subscribed hereunto.

Imps mr John Devereux	3 Cowes:
mr James Smith	2 Cowes½
Richard Rowland	1 Cow½
John waldern	2 Cowes
John Gatchill	2 Cowes½
william woods	2 Cowes½
Thomas Rose	2 Cowes

* In comparing this list of cow commonages with that on p. 2, original pagination, doubling of the stint by the meeting of January 11, 1671 (p. 72, original pagination) must be remembered.

David Thomas	Cow–½
John Legg	2 Cowes
William Nick	2 Cowes½
Erasmus James	2 Cowes½
Thomas Bowen	1 Cow
John Stacy Senior	1 Cow
John Codnar	3 Cowes
John Northey	2 Cowes
Nicolas Mariott	4 Cowes½
John Peach senior	3 Cowes
widow Bartoll	1 Cow
Joseph Dallabar:	2 Cowes
Robert Knight	2 Cowes½
widow Bennett	2 Cowes
Mark Pitman:	3 Cowes
mr Samuell Ward	2 Cowes½
mr Ambrose Gale	2 Cowes½
mr Richard Knott	1 Cow½
Samuell Cundy	1 Cow½
Matthew Clarke	1 Cow
Thomas Cauly	1 Cow
William waters	1 Cow½
John Roads	1 Cow½
Henery Trevett	1 Cow½
William Beal	1 Cow½
Sten: Griggs	1 Cow½
Thomas Pitman	2 Cowes
Elias Henly	2 Cowes
Roger or Lott Conant	2 Cowes
mr Christopher Latamore	2 Cowes
mr Francis Johnson	1 Cow½
mr Samuell Chiver	5 Cowes
Moses Mavericke	9 Cowes
mr walton	3 Cowes
Henery Stacy	1 Cow½
wm Chichester Sam Carwithy	1 Cow
David Carwithy	1 Cow
Thomas Smith	3 Cowes
Richard Norman	2 Cowes
John Peach Junior	5 Cowes½

James Dennis	4 Cowes
willia[m] Bar[toll]	[2] Cowes
Thomas Dixie	1 Cow½
Beniamin Parmeter	1 Cow½
Edward Read	1 Cow½
Samuell Morgan	1 Cow
mr wm Browne	2 Cowes
Captaine Corwing	1 Cow
Mr Thaddeus Reddan	1 Cow
mr wm Bartholmew	1 Cow
Mr wm Pitt	1 Cow
John Legg Junior	1 Cow
Richard Read	2 Cowes½
To Read on Town land	1 Cow
[102] John Brimblecome	1 Cow
Richard Hanneford	1 Cow
Henery Russell	1 Cow
Thomas Sanden	1 Cow
Thomas Trevy	1 Cow
Vinson Stilson	1 Cow
Richard Rith	3 Cowes
Sam Reed	1 Cow
Thomas Tainor	1 Cow
Georg Bondfield	1 Cow
William Pow	1 Cow
John Harris	1 Cow
Georg Godfry	1 Cow
Samuell Gatchell	1 Cow
Jeremiah Gatchell	1 Cow
John Hoyle	1 Cow
To Allexander Gilligan	1 Cow
John Williams to his House	1 Cow
Samuell Nicolson	1 Cow
John Bartlett	1 Cow
william Poat	2 Cowes
Edward Homan	1 Cow
Thomas Ellis	1 Cow
Edward Dammon	1 Cow
Nicolas Fox	1 Cow
Thomas Pousland	1 Cow

Thomas White			1 Cow
Thomas Dod			1 Cow
Robert Houper			1 Cow
John Houper			1 Cow
John Pedricke Senior			1 Cow
John Pedricke Junior			1 Cow
Ellias Fortune			1 Cow
John Martin			2 Cowes
Francis Godlar			1 Cow
John Tribby			1 Cow
Georg Picke			1 Cow
Roger Russell			1 Cow
Andrew Tucker			1 Cow
Robert Bartlett			1 Cow
Samuell Sanding			1 Cow
Richard Crocker			1 Cow
Georg Darling			1 Cow
Josiah Codnar			1 Cow
John Roads Junior			1 Cow
James Watts			1 Cow
william Lightfoott			1 Co[w]
Phillip Harding			1 Co[w]
widow Boatson			1 Co[w]
To: Robertes Johnson			1 Co[w]
Samuell walton			1 Co[w]
Jonathan Gatchell			1 Co[w]
william Brown			1 Co[w]
John Mariott			1 Cow
widow Stacie			1 Cow
			26[½]
	83½	33	131½
	48	26½	[59½]
	13[1½]	59½	191

Moses Mavericke
Robart Bartlott
John Brimelcomb

[103] At a Generall Towne: meeting Aprill: 5th 1675
Mr Maverick is chosen legally to keep the Towne-book

for this year ensuing, and to enter all orders therein.
Its agreed that the stint made Jan:11:1671, upon the farme and ten aker lots shall stand for this present year, for so much of [either] of them as lyes in common for free feed of cattell:
Its agreed that the purchasers, and proprietours of the outside fence shall meet together on Friday next, and many as can conveniently, and the rest on Munday next to make up the sd fence sufficiently on penalty of two shillings & six pence: ye day for such as do not come, or send one in their Room:
Mr Richard Knott, John Legg, and John Brimbelcomb are chosen to look after the stint of cattell upon the Commons, Farme and ten aker lots that none but such as are priviledged may keep on the sd Land on the penal[ty] of ten shillings, for every cow they keep above their stint; to be taken by distress from the delinquents by a warrant under the Select mens hand and directed to the Constable:
The abovesd persons are impowred to call all persons to account and to have one halfe of ye penalty for their pains, and give account of the rest [to] the Towne:
ffor regulating and directing the sd persons: that delinquents may be knowne, Its agreed that every horse or mare shall be accounted as two cowe[s] siche are above two year old, one colt of a year old as one cow, five sheep as one cowe, two yearling cattell as one cowe, a stear, bulliok or heifer of two years old as one cowe:
The Towne have agreed with Benjamin Parmiter to keep the heard this Summer, who is to have for his pains twelve pence in silver for every particular milch cow, in the Towne, excepting the Ferry-cowes, and the Farmers, and neck-people one halfe to be paid in June, the other halfe [when] his time is expired; The sd Parmiter is to do his best endeavour to fetch and bring home the cattell and to come downe to Richd Normans door and so upward, and observe all former customes, and to begin the time on the fifteenth of this instant and keep them till the fifteenth day of October next:
It is agreed, that William Beale Erasmus James James

dennis, and Thomas Pitman junr: are chosen to look after all strange horses of other Townes; who have liberty to take other Asistants [104] with [them] and are impowred fully to impound the sd horses, and to take the penalty allowed by the Law, for any such horses as shall be found trespassers on the Commons, which persons are to use their best endeavour from time to time, to keep the Commons clear of them, and prosecute the Law to the utmost against all Delinquents and have the whole penalty both for ye trespass as it relates to the herbage, and their breach of order, of the Countrey, as it relates to their going unfetterd:

Its agreed that the aforesd persons shall have free commonage for their four particular horses this next Summer, to incourage them in the prosecuting of the sd order, and that such persons as they shall employ to Assist them shall be allowed six pence a horse for every one brought to pound to be paid out of the damage recovered from delinquents.

Nicholas Merriott is chosen a measurer of salt for this harbour.

John Legg is chosen a sealer of leather for this Towne:

Its agreed that the penalty on all strang Cattle or — — Horses of other Townes that trespasse on our land or Commons: is to be the same that is ordered for our Towne or Inhabitants: only itt is left to the wisdom and discretion of the men chosen to looke after them to Moderate the said penalty as they shall see meett:

June the 15th 1675 at a meeting of the Select men: it was ordered and agreed: that for the preventing off of Hurtt to Children or els: that no person shall Gallop any Horse: unlesse on extrem necessity in the streets of Marblehead: upon the penalty of two shillins six pence money for every such offence upon conviction before any two of the Select men one halfe for the benefitt of the poore of the Towns and the other halfe to the Informer

Att a Generall Towne meeting: June: 21: 1675

Its agreed that the penalty of ten shillings imposed on delinquents for every particular cow kept above the stint

and specifyed on the other side shall be paid in silver, and no other specie:

Its agreed mr Reding and Mr Samuell Ward are chosen to vew the proportion of Land that every person hath taken in of their lands that did lie in Common either ten Acor lotts farm land or any other that claim any priveledg of keeping Cattle upon: and to make

[105] retourn of what the[y] shall doe in that busines to the men that were chosen to looke after the Commons for this yeare

Its agreed that the Neck shall be ffenced and there are Six men chosen to appoint wher it shall be fenced and with what ffence and to oversee the worke: as also to see that all persons there appear to worke according to theire proportion in the Commons upon penalty of two shillins and Six pence a day to be distreined upon the goods of the parties offending: and disbursed upon the parties observeing: as also to appoint the time of doing the Said worke the person that are chosen are Mr. Thaddeus Reding Thomas Pitman John Peach Senior John Peach Junior John Gatchell: william Beale:

November the first 1675:

At a Towne meeting warned by the Constable for the choise of a man to Serve on the Jury of Trialls this next Court at Salem: John Legg was chosen for that Service: and John Peach senior to Serve on the Grand Jury:

[106] The Towne Rate made in the year 1675 amounted to the summe off

Richd Hannifords pt: 51^{li}: 02: Nich: Andrews pt: 59^{li}: 19:	111^{li}:01^{s}:00^{d}:
Recd of John Merriott: 8^{s} to Mr Cheever, 32^{s} to Mr Gale	02:00:00
Recd of Wm Beale for shoes sold him pd to Mr Cheever	01:05:00:
The Towne is Dr to Ambrose Gale: — to be pd to him by Richd Reed: 4^{li} 5^{s} & his owne Rate 24^{s}:	05:08:04:
	119:14:04

Ambrose Gale received of Nich: Andrews: for Dr Knots Rate: 12^{s} of Richd Hanniford for vincent stilsons Rate: 13^{s}:	01^{li}:05^{s}:00^{d}
Richd Reed paid to mr Gale:	003:00:
Paid to Goodw Slauter for wood 40^{s} & is indebted to ye Towne 9^{s}	
Towne Cr	
pr money Left in Constable Hannifords hand	08:03:06
pr money Left in Constable Andrews hand	03:18:00
Towne Dr.	
To pd by Richd Hanniford — as above	00:13:00
To pd as appears in ye pages following in next years accompt:	02:10:00:
To pd more 6^{s} To pd more being mr mavericks rate 35	02:01:00:
To pd mor: 9^{s} Lying in Richd Riths 8^{s}	00:09:00
To left in Mr Reddings hand 15^{s}	00:15:00
To allowed him ye rest for his pains: & loss:	01:14:06
	08:03:06:
To pd pr Constable Andrews	00:12:00:
To allowed for Abraham Allin & Thom: Gatchell: 18^{s} old northey 8^{s}	01:06:00
To pd 10^{s} silver & the remainder allowed him for his loss & charge 30:	02:00:00:
	03:18:00

[107] The sd summe was [d]isbursed & disposed of as followes:

to Mr Cheever for his salary: 80^{li} 0	[80^{li}:]00^{s}:00^{d}
tto Edward Reed for ringing ye bell	05:00:00:
tto Edward Humphreys	05:00:00:
tto Widdow Slawter:	03:15:04:
tto Disbursed on Christopher Hardy:	01:19:00:
tto Robt Knight for worke about ye great gun: 4^{s} 6^{d} & meeting house 2^{s} 6^{d}	00:07:00
tto Ambrose Gale 1 gall Brandy about haling ye great guns	00:07:06
tto Ambrose Gale for great nails: 2^{s}	00:02:00:

tto making & mending ye gates pd to James Dennis: 11^{s}, & Nathaniell Waltons: 3^{s} & Thomas Spowsland: 7^{s}	01:01:00:
tto pd John Furbush for mending the pound	00:10:00
tto 2 qtts merch: fish. att Winter Island: charged att:	01:16:00:
tto Left in Constable: Hannifords hand of delinquents not pd: 8^{li}3^{s}6^{d}:	08:03:06
tto men dead & gone away in Nich: Andrews pt:	02:15:00:
tto Left in Constable Andrews hand men not pd:	03:18:00:
tto pd Goodman Pitman: for wood for ye watch	01:10:0
To expences att Mr Lattimore	02:08:00
To left more in Constable Andrews hand	00:05:00:
To defects in dribletts 17^{s}, loss on shoes &c:	00:17:00:
	119:14:04:

Att a meeting of ye Select men March: 13: 1675/6: Its ordered that the Constables do pay unto John Legg & James Dennis twelve pounds out of the Remainder of ye Rate they have in hand if they can gither the same to satisfy them for ye new watch-house sett upon the hill behind Thomas Dodrs

[108] Att [a] Generall Towne-meeting: March: 20: 1675/76

Select men for the year ensuing were chosen: — —
Mr Ambrose Gale
Mr Moses Maverick
Ensigne Norman
William Beale
Richard Rith:

William Bartoll and John Chin are chosen Constables for this year ensuing.

Mr Maverick is chosen Towne-Clarke to keep ye Towne-booke:

John Gatchell, John Brimbelcomb, & James Dennis are chosen Waywardens for ye year, & impowred to employ men & teams and take the penalties wch have bin formerly granted upon refusall, unto ye former Waywardens in latter years;

Edward Humphreyes is allowed four pounds for ye next year for his incouragemt for keeping the school:
The Select men are impowred to look after ye poor, make ye Rates, and carefully look to ye execution of all Countrey Lawes formerly & more lately made by them
Its agreed that all fences belonging to ye Towne, generall and particular shall be made up by the first of Aprill by every particular person concerned therein on ye penalty of five shillings to be paid by every delinquent in case of his non appearance, and Richard Rowland, & James Dennis, & Nathaniell Walton are to see to ye execution of ye sd order, and to be viewers of fences, yt they be sufficient, and to have a warrant from ye Select men to distrein upon delinquents. Richard Rowland, John Peach junr: Nathaniell Waltorn & James Dennis are chosen to look after ye stint of cattell upon ye Commons, Farme & ten acre Lotts, that none but such as are priviledged may keep on ye sd Land on ye penealty of ten shillings in silver for every cow they keep above their stint, to be taken by distress from ye delinquents by a warrant under the Select men hand & directed to the Constable, which persons are to have one halfe of ye penalty for their pains, and to be accomptable to ye Towne for the rest, according to the order made last year: for [observing] & regulating of stints upon all Lands lying in Common for pasture:
The order about fencing ye Neck made last year is this Spring forthwith to be put in execution, and the sd overseers to appoint the time & place:

[109] At a meeting of the Commoners Aprill the 8th 1676:
Itt was agreed that Thomas Bowen and Tho[ma]s Russell were to looke after all Horses or Horse kind of other To[wnes] to take them up and Impound: and take the penalty allowed by the Law for such as shall be found trespassers on the Commons: and are to use theire best indevors: from time to time to keep the Commons cleare of them: and prosecute the law to the utmost against all delinquents: and have the whole penalty: as relating to the Herbage: and also the breach of Country order as

relating to there going unffeterd and that the said Bowen and Russell shall have Commonage each of them for a Horse this sumer ensueing for ther encouragement in prosecuting this order: and what Horses they shall take up by this order: they are to have Comonage for them:. onlie on week till disposed of by them & no longer

Att a Towne meeting Aprill the 10th 1676:

Itt is agreed that the Select men from time to time every yeare shall receive no person: as an Inhabitant: without the consent of the Towne; but shall carefully looke after all new commers and endeaver that the Towne may not be burdned; by receiving in Such persons as are probable to be a chardg to the Towne excepting Such as are forced from their habitations by the warrs according to the late Law of the Country: title releife for the distressed:*

Itts agreed that Phillip Welch of Topsfield being reputed a very poore man and likely to need releife from the Towne and Moses Mavericke refuseing to give bond to keep the Towne cleare of Affording Such releife: that the Said Welch shall not remaine as an Inhabitant among them: and that the Select men shall give notice to the said Welch of there unwillingnes to receive him: and attend the Law Title Poore:

[110] Att a meeting of the Select men the 13th da[y] of Aprill 1676.]:

It was [ag]reed that James wall is to keep the Towne Heard this Sumer: who is to have for his paines twelfe pence in silver: for every perticular Milch Cow in the Towne: excepting the fferry Cowes: and the ffarmers: and Neck People: one halfe to be paid in June: the other halfe when his time is expireed the said Wall is to doe his best endevour to fetch and bring home the Cattle: and to come downe to Ensigne Normans House: and soe upward to the Southwest end of the Towne: and observe all former customs and to begin the time on the twentieth day of this instant mo: and to keep them till the twetieh day of october next: also he is to have commonage for

* See Records and Files of the Quarterly Courts, Vol. VI, p. 192. Under English law each town was liable for the support of its poor.

his Horse this sumer: only he is to vew the outside fence of the ffarme as oft as he may: and if any small matter of fence be defective to repaire itt: he is to require and rec his pay of the severall people that have Cowes as above: and if any refuse to pay he shall have power from the select men to sue or distrene according to Law

[111] At a Towne meeting: May the 27th 1676

Impr William Beale was Chosen to serve on [the] Jury off Trialls this yeare ensueing

2d Thomas Pitman was chosen for the Grand Jury man this yeare following

3d John Peach senior and John waldron and Samuell ward weare chosen to vew the proportion of what Land any of the Inhabitants have left outt in Commons: both for quantity and quality and to make retourn to the men chosen to looke after the Commons this yeare

June: 2d 1676:

The Townes men have agreed with John Furbush To make up and keep the pound in good and sufficient repaire to keep in Horsses and all other Cattle that shall be impounded this whole yeare insuing and for which worke soe don: he is to be allowed his Towne Rate for this same yeare:

morblhead August 18th 1676

then Res[ei]ved into my hands ffrom the Comitte

of malitior in mony the sum of	33^{li}–00^{s}–00^{d}
mor in goods in the Cunstabls hands as opeors by the tresurers warant —	52–14– 8

as wittnes my hand this day above mentiond

Samll Ward

Morblhead Septembr 14th 1676

paied will bortoll for 10^{s} in goods the sum of	00–07– 6
paied mark pittman by bill to the Constbl	00–10– 6
paid nickall bowden for his hors in mony	01–10– 0
paied Owin hendlie in mony	00–15– 0
paied John waldron in mony	00–09–00
paied mr Reding in mony	03–00–00
paied william Bown for 12^{s} in pay 9^{s} in mony	00–09–00
paied Robert Knight 2^{l}: 11^{s}: for 3^{l}: 8^{s} in goods paied him in mony	02–11–00

paied william bucklie in mony	00–04–00
paied vinson stilson senior in mony	00–04–1[½]
paied Samuell morgin in mony	0–09– 0
paied John Legg in mony	00–01– 0
paied my self in mony for what I had presd	01–03– 0
paied John mortin by the Constabl 10^{s} and in mony 7^{s}: 6^{d}	00–17– 6
paied Cristover huckstabl in mony	00–15– 0
paied to Richard Rith in mony	00–02– 3
paied Ambros gall for thomas trevie	00–15– 0
To so much unpaied by severall parsons as opeors by a paper acount given me as so much mòny	01–15– 3
[To so much] given by mr Chever to be Laied out in [arms] or amunition for the town	01–05– 6

[113] Marblhead August 18th 1676

deliverid to Ambros gall for bred in mony	05^{li}14^{s}–00^{d}
mor diliverd to Ambros gall in goods by the Cunstabl	09–10–08
paied Insien norman for 12 powder baggs and oats in mony — the sum of — —	00–15– 6
mor paied him by a bill to the Cunstable	08–05– 6
paied James denis in mony for oats	00–02– 0
mor paied him by a bill to the Cunstabl	01–10– 0
paied mr maverick in mony for bred bred and oats	00–10– 0
paied him 3 ponds fievten shillings in mony, for four pounds Eaighten shillings 9^{d} in his goods prest	04–18– 9
mor given him a bill to the Cunstabl	00–17– 3
paied to Richard Rowland out by bill to the Cunstabls	00–18. 6
paied to vinson stilson Junior by bill to the Cunstabls	01–00– 6
paied Elias hendlie by bill to the Cunstabls	00–12–00
paied to Richard and Samll Rusell by bill to the Cunstabls	01–10–00
paied unto Edword hoallman the sum of to the Cunstabls	01–00–00

paied Richard downing by the Cunstabls	00–18–00
paied John Codner for Ches and powder bag by the Cunstabls	00–09–04
paied Abraham Aling by bill to the Cunstabls	02–15–00
paied mr Lattimor by bill to the Cunstabls	04–19–[00]
paied Robert Roalls by bill to the Cunstabls	01–00–00
paied to Joh peach senior or by bill to the Custobls	01–06–00
paied Richard Reed the sum of by the Cunstabls	04–03–00
paied Erosamus James for $9^{s}16^{d}$ in pay the sum of 7^{s} in mony	00–07–00
paid expances in mony 2^{s}	00–02–00
paied to william nick out of the Constabls Ratte	02–01–00
paied to ditto for oats and flints in mony—	00:03:00
paied thomas pittman in mony	00–14–03
paied him by bill to the Cunstabl	01–01–06
paied John Legg by bill to the Cunstiabls	01–17–00
mor in mony $12^{s}:9^{d}$ and in mony for oats 2^{s}	00–14–09
paied John peach Junior the sum of 25^{s} by bill to the Cunstabl	01–05–00
paied John stasie by bill to the Cunstabls	01–00–00
paied william Brown by bill to the Cunstabls	01–13–00
paied docter knot for hors hier out of the Cunstabls Ratte	00–07–06
paied Joseph Doliver by bill to the Cunstabls	00–03–00
paied nathanill waltown out in mony	00–09–09
mor by bill to the Cunstabls	01–10–00
paied in mony to william dodg the sum of	02–09–06
paied vinson stilson senior for 27^{s} in goods in mony the sum	01–00 [00]
	69–13–[03]

[114] The Towne Rate made in the yeare 1676:

amounted to the Summe of william Bartolls part $65^{li}:13^{s}$: John Chings part $64:15:^{s}$	$130^{l}:08^{s}–00^{d}$
To received of Constable Hanniford	002:10–00
To received of Richard Read	005:00–00

To due to mr Gale	25^{s}	001–05–00
		139–03–00
To by so much due to Mr Gale to be paid by william Bartoll		02 : 02 : 00
		141 05 : 00
The Towne Deptr to mr Gale for a Barrle of powder and Bulletts		08–00 00
Recd by mr Gale of the two Scots merchants		02–00 00
for rest due to mr Gale 6^{l}		06–00–00
of wch nich: Andrews paid ten shillings more to him:		00:10:00:

Aprill: 2: 1677:

Edward Humphreyes received more of ye Towne pr mr Mavericks Rate for last year allowed pr Richd Hanniford:	01^{ll}:15^{s}:00^{d}
Robt Bartlett by agreemt of ye Select men with him is in consideration of all arrears to pay:	01^{ll}:10^{s}.00^{d}:

[115] The Said Summe was disbursd and disposed of as followes

Impr To mr Chiver for his Salary	73^{l}–13^{s} 00^{d}
To Edward Reade	05–00–00
To for bulding the watch House	12–08–00
To widow Slauter with 40^{s} paid by Richard Read for wood	05–17–03
To ffor Brandy and Nayles of mr Gale ffor the watch House	00–12–06
To paid mr Gale for depts last yeare	05 : 08 : 04
To left in william Nicks hand	00–08–00
To left in Erasmus James hand	00–10–00
To left in John Codnars hand	00–05–00
To men dead and gone away in Chings prt	03–04 :–00
To left in Abraham Allins and Thomas Gatchell	01–00–00
To losse of fish in John Chings: part and chardg	04–08–00

To left in william Bartolls Rate that he hath not it gathered	04 03 05? 16 10 06
To losse of fish in wm Bartolls part & Chardg	01.14:00
To paid Ensigne Norman for expences the last yeare	02–00–00
To for expences this yeare	04–02–00
To paid John Furbush for mending ye pound	00–12:00
To paid Thomas Pitman for house rent	01–05–00
To Samuell morgan for Candles	00–06–06
To paid Edward Humpheries	01–15–00
	139–03–01

Itt is orderd that william Bartoll shall pay unto mr Chiver 6l 7s the ballance of his Salery out of his Rate ungatherd

[116] Att a Generall Towne Meeting March the 20th 1676:77:

The Select men for the yeare ensuing were Chosen
John Peach Senior
Richard Rith
Thomas Pitman
Nathaniell walton
Moses Mavericke

Henery Russell and John Stacy: are chosen Constables: for this yeare ensuing
Henry Russell
John Stacy

John Gatchell: John Brimbelcomb: and James Dennis are chosen way wardens for this yeare ensueing and Impowered to employ men and Teames and take the penalties which have been formerly granted upon refusall: unto the former way wardens in former yeares and if the said men shall neglect the worke: they shall be under the fine of twenty shilling each man unto the Towne

Aprill 2d at a generall Towne meeting John Legg: ensigne Norman: Nicholas merritt: and Erasmus James: are chosen to joyne with the Select men and Impowered with them to sell and grant and lay out Small parcells of Land

for House plots: in such convenient places where it may not be preiudiciall to any perticular Inhabitants: and to looke after all enchrochers: that have already or may take in any of the Towne Commons: and to give account of the money soe received to the Towne:

Itts agreed that Richard Rowland Nathaniell walton and James Dennis are impowerd to prosecute the order made the last yeare against such as did trespasse: in keeping more Cattle on the Commons then theire Stint: according to the List was brought to the Towne meeting and to take it by distrsse according to the order was made last yeare

Its agreed that the outside ffence at the ffarme: be made up by the Commoners: and proprietors in the ffarme: and ten Acor Lotts: according as in former yeares for this yeare ensuing to be don by the 10th of this instant mo on penalty of five shillings to be paid by every delinquent the vewers to distraine by warrant

Itts agreed that Ensigne Norman and John Brimelcome are to looke after the youth and Boyes on the Lords dayes that they behave them selves well and orderly

[117] Itts agreed that Robert Bartlett John Hooper Andrew Tucker Richard Rowland: Nathaniell walton and James Dennis are to looke after the Stint of Cattle upon the Commons ffarme and ten Acor Lotts that none butt such as are privelgdg may keep on the said Land on the penalty off ten shillins in silver for every Cow they keep above theire Stint to be taken by distress from the delinquents: by a warrant under the Select mens hand and directed to the Constable: which persons are to have one halfe of the penalty for theire paines: and to be accomptable to the Towne for the rest according to the order made last yeare for regulating of Stints upon all land lying in Common for Pasture and who ever shall refuse to give an account unto the said men above named: for what Cattle he hath on the said land shall pay five shillings and taken by distresse for every time Doctor Richard Knott and william Lattemore were chosen to looke after the Horses and act according to former years order: by such as trespasse

John Gatchell and Richard Read were chosen to be the viewers of all ffences that they be sufficient on the penalty of ffive shillins on every delinquent and to have a warrant from the Select men to distrein on delinquents
John Stacy Constable hath one Cowes Commonage allowed this yeare
The Townsmen have agreed with John Furbush to make up and keep the Pound in good and sufficient repaire to keep in Horses and all other Cattle that shall be Impounded this yeare ensuing for wicch worke soe don he hath left itt to the Select men to agree with him what he may deserve
Itts ordered that all Swine shall be sufficient Ringed at or before the last day of this Instant mo Aprill and soe keep all ye yeare
The Select men have agreed with Thomas Tayler to keep the Towne Heard this sumer following: who is to have for his labour twelfe: pence in silver for every perticular milch Cow in the Towne: excepting the fferry Cowes and ffarmers: and Neck people one halfe to be paid in June next the other halfe when his time is expirerd to come downe to ensigne Normans House: and soe to the southwest end of the Towne observeing all former Customes: to begin the 23th day of this Ap[rill] unto the 23th of october: to require his pay of such as have Co[wes] as above: and if any refuse to pay he is to have power from the select men to sue or distrein according to law

[118] The Select: men: with those that were Impowered with them to sell Land for House Lotts: have sold unto William Woody a Small Parcell of Land to sett: a House upon: nere unto the shop of Edward Homan Couper to him and his Heires for ever: as the Land is laid out and not preiucioll to any way formerly made use of for which Land he hath paid unto the Townsmen for the said Land two pounds: five shillins
Item Sold unto matthew Salter a small parcell of Land to Sett a House one: nere unto Samuell Condies House and laid out by the men appointed: for which he hath paid: fiveteen shillings

Item Agreed with Richard Read to pay unto the Towne the sume of three pounds in money for the use of the Land he makes his fish on for the yeares past and ten shillings more for this present yeare ten shillings money
June 4th: Robert Bartlett was chosen to serve on the Jury of trialls this next Court at Salem
June 8th Agreed with John Pedrick at the Neck to pay unto the Towne the sume of thirty shillings in silver for the use of the Towne Land where his flakes are and makes his fish on: for the yeares past: and five shillings for this present yeare 1677:
Item Sold unto Beniamin Gale a Small Parcell of Land at the weusterend of his House: being about Thirty foott in Lenght and twenty foure ffoott in breath: for which he is to pay unto the Towne ten shillings in money
June 14th 1677 The Select men mett the men of Linn that were appointed to lie out the High way in our Town[e] they began at the Gate at Georg Darlings and soe to mr Deverux Stone wall and by the wall to the Corner Leaveing all a long about three pole in Breadth and from the Corner by the wall toward mr Deverux House and over the Swamp above the Land and ffence of moses Mavericks over the Hill by Robert Bartletts: and soe in to the Towne and throug[h] the Towne to Richard Normans: House:

[119] June 18th 1677
Att a Towne meeting itt was agreed on the motion of william Bound for satisfaction for the keeping of Christopher Harding that the said Bound was to receive fforty shillings out of the Towne Rate in full Satisfaction for keeping of him

At a Towne meeting Agust 27th 1677
Mr Ambros Gale was Chosen Commissioner to joine with the Select men to take a list of all male persons from sixteen years old and upwards with the estimation of all Estates: according to Law and warrant from ye Treasur[er]
James Dennis was Chosen Grand Jury man for this yeare ensueing

October 30th 1677 Leiuetenant Samuell ward Chosen to serve on on the Jury of Trialls this next Court
November 19th 1677 at the generall Towne meeting
It is agreed at a Towne meeting that t[he] Select men are to procure and gett a man to Ring the Bell at nine of the Clock every night this yeare and what they agree fo[r] to be paid from the Towne*
Its agreed and voted that Edward Homan† senior shall be sued at this next County Court to be he[ld] at Salem in the behalfe of the Towne for takin[g] in and fenceing in a Cove with Land adioyning to [it] of the Townes and the select men are to impo[wer] a man to prosecute the action or to make attorn[ey] or attorneyes:
The select men have impowerd Robert Houpe[r] as ther agent or his assignes to prosecute a gua[nst] Edward Homan as above: for fenceing in the Cove
The Select men have agreed with Edward Humpheris to Ring the Bell this yeare from this day to the end of the year for which worke faithfully performed he is to have fforty shillings paid by the Townsmen or there order
[120] December the 4th 1677
Moses Mavericke by order of the select men and in there presence delivered three pounds in silver unto Robert Houper of what money had been received for the Townes account of Land sold by the said men
December iith 1677
The Select men with the other men Impowered by the Towne to lay out and sell Small Parcells of Land for House Lotts not prediuiciall to the Towne or perticuler persons: have sold unto Thomas Candish a small parcell of land [bou]nded at the East: with william woods wall: with two Brier Bushes to the westward: and two Brier Bushes to the Southward: and from that Brier bush eastward to william woods wall: for which land he hath paid unto Leiutenant Richard Norman twenty five shillings in silver for which money: said Norman is to pay unto

* Although this is the first specific mention of curfew, it is probable it had been rung from the beginning. In 1657 Edward Read was hired to ring the bell.

† The town lost its suit against Edward Homan (Holman in court record). Records and Files of the Quarterly Courts of Essex County, Vol. VI, p. 361.

the Towne on demaund or to give them a satisfactory accountt:

January 8th 1677 The Select men meeting: and Speaking with william Bartoll about the Towne Rate the last yeare finde that ther is in his hand received and others not received but recoverable the some of ffive pounds nine shillings

william Bartoll doth ingage to pay unto Thomas Pousland out of the sume above mentioned one pound seaven shillings and six pence: dew to him for mend[ing] at [torn] and [indistinct.]

[121] The Select men with the other men impowerd by [the] Towne to lay out and sell small parcels of Land for House Lotts not prediuicall to Towne or perticular persons: have sold unto Samuell Mariott a small parcell of Land on the Back side of his House betwixt the High way next his House and the stone wall as bounded: for which he is to pay unto the Towne ffiveteen shillings

[122] March 15th 1677:78

The Towne Rate in the yeare 1677 amounted to the sume of 133[l]:6[s]	133[l] 06[s] 00[d]
To received of Captaine Roope for his ffine	002 10–00
To received of william Bartoll 20[s]	001–00–00
To received of Robert Bartlett	001–10–00
The whole sume is	138: 06–00
and dew to Thomas Pitman to be paid by the Constables:	001–10–00
	139 16:00

Wm Powes Rate was allowed: wch was: 16[s]

The Towne is indepted to be paid By the Counstables of what is in there hand and to be received and gathered —

Impr To mr Chiver	07–14–00
To Thomas Pitman as above	01–10–00
To James Dennis for worke about the Meeting House and Stockes	00 18 00
At the Towne meeting march 18: 1677/78	
More in Constable Russell rec	01–09 00

pr Griffin Jones: 12ˢ Francis Girdlar. 14ˢ Gabriell Homan: 10ˢ	01 16:00
pr Richd Smith: 10ˢ Thomas White: 12ˢ	01:02:00
pr George Williams abated him: 5ˢ	00:05:00
pr Wm Pow: 16ˢ	0 16:00
	05– 8 00

Recd of Constable Stasey:

pr taken men: Richd Downing. 12ˢ Wm Cook:	001:02:00
pr Thomas Hawkins for making snap sacks: &c	00.13:00
The rest of ye taken men are to be Rate free	1–15– 0

[123] The sume on the other side was disbursed and disposed of as underwritten

Impr To mr Chivers for his Sallery	072–06–00
To Edward Read	005–00–00
To the widdow-Slaughter	005–06 01
To for Laths for the watch house	000–04 06
To for a Bell Rope	000–06–06
To paid Mr Gale dew last yeare	002–02 00
To for enock Laurance diett	001–13 00
To paid unto william Bound	002–00–00
To paid for glasing the meeting House wind	001–00–00
To paid Thomas Pitman for house rent the last yeare	000–08 00
To paid Edward Humpheris last year	000–10–00
To for Brandy towne meeting: and other expences	000–11–01
To 1 bushell Curne to Thomas Fluent	000–02 06
*To victualls for the Eastern men	000–04 00
To for Jorneies by moses Mavericke to Boston and Salem	000–15 05
To paid Michall Bowden for fence last yeare	000–10–00

* The victuals for the Eastern men remind us that New England was waging its bloody war with King Philip. The destruction of the settlement in York County, Maine, drove many refugees into the older settlements. See p. 142, original pagination, where these unfortunates are excepted from the general rule against strangers.

To Allowed Sam: Morgan toward Tho: Derie	001–08–00
To paid Richard Haneford for Boards	001–00–00
To paid Tho: Pousland for sealing hammer & els	000–15–00
To for mending the pound	00–09–00
To for 14 pr of shoes in hand	03: 03–00
To left in John Peaches hand senior	001–04 00
To Tobacco in John Stacies hand sold by him	000–10–00
To expences at ensigne Normans	004–00–00
To for losse in fish pd ensigne Norman	000–10–00
To fish left in ensigne Normans hand	000–12 00
To men dead and gon in Russels Rate	002–00 00
To men dead and gon in Jon. Stacies Rate	001–00–00
To in Henery Russels hand	000–12 00
To left in Constable Russels hand ungathered	015.15 00
To left in Constable Stacies hand ungathered	008–06 00
To Chardg about fish	000–10–00
To losse of fish in Constable Stacies hand	001–18 00
To losse in Constable Russels hand in mackrel	000 16–00
To losse on merchantable fish and To losse on refuse fish more	000–14 00
To paid Robert Houper in money 30^{s}: with	001–15 00
	139–16–01

[124] Att a Generall Towne-meeting
March: 18: 1677/8

The Select men for the year Ensuing { Mr Ward, Mr Gale, Mr Lottimore, Robert Bartlett, Johan merriott:

William Woods and Edward Dimon are chosen Constables for the year ensuing:

1st it was mutually agred that mr Chevers shall have for the year ensuing the Sum of seventie pounds in mony to be paied by the inhabitants acording to ther proportion to be Ratted by the Select men and gatherd by the Cunstabls and if any neglect to pay theor Raett in mony they aer to pay on quorter part mor then theaier Raett in good morchantabl pay as it shall be vallued by tuo Indifferent parsons

2d the town have agred with Edword umpheries to teach skoall for the year insuing provided he be quallified as the Law Requiers for such an ofis

3 Ensien Norman Sargant BrimblCom and Richord Rowland aer Chosen woy wordens for the yeor ensuing and aer to act acording to the order maed in the yers 1677 Consorning high waies

4 agred with Edword Reed for the year insuing to Ring the Bell and swep the metting hous for which he is to have fivtie shillings in silver — —

5 it agred thatt all portikulor fensis shall be sufitiantly mad up by the first of Aprill next upon penaltie of ten shillings a wek for Everie week thay shall not be sufitiantly mad up after day abov saied

6 the porsons Chosen to Look after the stint the year 1677 are Chosen for the yeor Insuing vid: Robert Bartlott John Hoper Andrew tucker Nathanill walton Jaems denis Richard Rowland and thay are fully inpowred to act acording to the order made 1677 and to Resaive the Same penaltie that was orderd the Last yeor and in Case of Refusall to distri[ne] acording to the Som order

[125] 1677/8 march 18th

william Bucklie is Chosen lether Seller for the yeor insuing

the select men or impowred to agre with a Herdsman for this yer as also to to Chus a man or men to Look after swien that thay be Ringd acording to Law

1678 march 30th at a metting of the Select men Thomas Bowin is Chosen to Look after the swien that thay be sufitiantly ringd by the tenth of Aprill next upon the penalltie of twoe shillings a pes for everie swien above half a yeor old and for everie tiem the swien shall be

fond upon the Comons unringd after the day abov mentioned until the Last of Septembr the saied Thomas bowin is to distraien upon the goods of the owners of saied swien the sum abov saied

1678 6th Aprill Att a meeting of the Inhabitants Aprill 6: 1678

Impr: Its agreed by generall consent, that there shall be a Training day warned this next Munday come sevennight that all persons meeting att ye Beat of ye Drum att ye Stocks may forthwith go up and repair the outside ffence, for the keeping out of strange cattell for this yeare, and all stints for this year to stand as formerly: 2d: Mr John Deverewx, Mr Gale: Mr Richd Knott, Jn Legg Robt Bartlett Nathaniell Walton are chosen as a Committee, to view the bounds of the Common, and are impowred to agree with workemen to make a sufficient substantiall fence to take in the Commons and for defraying the charges, all persons whatever according to their priviledge in the Common, and so much of ye ten aker lots as ly out in common, are to pay their proportion in money as soon as the worke is done; upon a penalty of loosing their priviledge of herbage for such time as they are defective, and this to be done this Summer, after which fence so made every man to take his part, and to pay the aforesd Committee, and allow [them] for their necessary charge about the same:

[126] Aprill 6th 1678

at a metting of the town it is agred that the order made march 19th 1668/9 Relatting to severall parsons that kep 2 Cows upon on Cows leas be prosecutted to efect this yeor by the porsons that are to look after the Comons and the town doe ingage to bore the[m] out in it provided thay act acording to the saied order and thay are to sew the porsons ofending and prosent the same to efect

it is agread that theor shall be noe mor wood or timber Cut up the neck that is young timber for any us what ever for exept it be for flakstuft upon penalltie of fieve shillings for everie young tre that shall be Cut by any porson unles for the us above saied and Sargant Nick and Sargant Brimblcom are to see this order atendid

and to take the penaltie by worant from the Select men

Novembr 11th 1678

at a town metting wornd: by the Cunstabl mr John deverix is Chosen Graniurieman for the year insuing Sargant Samuell morgin is Chosen for the Jurie of trialls for this next Court at Salem

[127] [blank]

[128] march 20th 1678/9

	li – s – d
the town is Cr by 14 paier of shoes Left in hand the Last year	02–11– 6
by so much Resaived of thomas Elis for his Raett	00–12–00
by the Raett made to pay mr Chevers and the other town Charges	81–00–00
the Cunstabls aer Cr for so much Ingagd to pay for the town mor then thay have gatherid	01–03–00
	85–06– 6

at a generall town metting march 24th 1678/9 the town is indepted to Edword Red for the yeor past and the sum of: 45ˢ: and Cunstabls: william woods and Edword diemont doe Ingaeg to pay the saied sum of fortie fieve shillings in mony or fish at mony pries for which paiement with the 23ˢ abov thay are Cleor of all the town Raett which was Comitted to them the yeor past

[129] march 20th 1678/9

the town is Dr.

to paied nathanill Waltown for what the town was indepted to him	00–10–00
to so much paied mr Chevers for his Sallerie as opears by his Resaight	70–00–00
by so much paied Robert Bartlott for Raiells for the pound	00–10–00
paied Ambros gall for part of pay for widow slater	01–00–00
paied thomas pittman in part of pay for widow Slater	00–19–00
paied Mr Chevers for last yeor in part of pay	02–13–06
paied mr Lattimor for Expenc	02–00–00

paied thomas pittman in full for wood for slater widow	00–11–00
paied Edword red in part of pay	00–05–00
paied John furbush for mending the pound	00–05–00
by so much yett ungatherid in the Cunstabls Ratts	06–13–00
	85– 6–06

[130] Att A Generall Towne Meetting
March 24th: 1678/9

The Select men ffor } Mr Theadus Redin
The yeare Ensueing } Mr John Legg
Tho: Pittman
Nathanell Walton
Richard Knott

Michell Coase and Thomas Hoakins are Chosen Constables ffor the yeare Ensueing

1st: It was mutually agreed that Mr: Samll: Chevers shall have ffor this yere Ensueing the Sum of Seventie pounds in money

To bee paid by the inhabitants according to there propotion

To bee rated by the Select men and Gathered by the Constables And iff any neglect to pay there Rates in money they are to pay one quarter part more then theare Raett, — — in Good Marchantable pay as It shall bee Judged by two Sufficient men

2d Itt was Agreed that Robert Knight shall bee: Clearely ~ Acquited and discharged from paying his Towne rates duereing his life: for his Workemanshipe done in the Meeting house in bulding the [——le] Gallery

3d It was AGreed that Mr Sam: ward & John Legg are Chosen This prsent yeare ffor to run the bounds Betweene Salem and the towne of Marblehead and: The Towne of Linn —*

4th Itt was Agreed that Ambroos Gale and Jeames Dennis are Choasen this present yeare for to call Henry Rusell and ~ ~ John Stacy formerly Constables to an Acoumpt for ther Remainder of there reates that is still

* Perambulation of the bounds; a very old custom still carried out.

remayneing in ther[e] Hands and for the Sd Gale: and Dennis for to deluver: the Same to the Select men for the Benifitt of the Townes use

5:ly It is Agreed that Edward Read is Chosen to Ring the Bell and to keepe the Meetting Cleane for this yeare ~ and ffor his Labor hee is to bee paid ffifty shilling in ~ Silver and his towne reate hee is to pay

6:ly It is mutialy AGreed that the Towne ffarme is to bee throw[n] up to commons and nothing to bee relate[d] or to Aperlay as [to] the Towne Commons

[131] March 24:th 1678/9

7ly Rich: Rowland Jeames Dennis and Robert Bartlett & Samuell Morgan are Chosen for to Make A Sufficient fence ~ ~ Beetweene the Towne ffarme: and the Commons and for ~ every prson to pay there equiall propotion according ~ to there Kows Leases and there priviledges in the Commons: and To bee ffinnished by the 10th: of may next Ensueing and ~ that they are to bee paid by the Inhabitants in Money ffor the prfformeing: and ffinnishing of the sd: ffence: thus to bee understood that those that hath tenn Ackers lotts that shall Joyne with the Commons are to pay there propotion: Soe longe as there Lotts Lyeth open to the Commons

8th: Itt is Agreed that John Ashton is to Ringe the bell att ~ nine A Clock at night ffor the yeare Ensueing and ffor to bee paid fforty shillings in Silver for his Labor at 10s pr qurtr

9 ~ Richard Roland John peach Junr & John peach Senr are Chosen This yere ffor veuieing : of ffences

10th Markes pittman John Gatchell And Robert Bartlett ~ are Chosen this yeare ffor way Wardens

11th: Mr. Sam Ward is Chosen Water Bailife packer and Mesure of Salt untill annother Chosen

12th: John Gatchell and John Ashton are Chosen to looke After the Swine and to See them yoaked and Ringed ~ According to law:

[132] 1679 may 19th

at a generall town metting Legally warnd:— it was mutualy agred: that the Select men shall forthwith buie a new town book and the records that aer in the old book

which aer of Consarnment to the town shall be faithfuly enterid in the new book and Compaerd with the old Records in the old book by the Select men and Samuell word whoe is Chosen to kep the old and new book for the yeor insuing

2dlie it was mutualy agred that the owners of the ten ac[ors] Lots shall have theor mony repaied back which thay now pay towards fencing the Coman provided thay fenc in theor Land within two years and then thay shall be paied acording to proportion of what Land thay shall fenc and for no other and the mony to be paied by the Select men after Legall notis given of what Land is so fenced

3dlie it was agred that the men Chosen to agre for the making up the Coman fence vide Jaems denis Robert Bartlot Richard Rowlan[d] and Samuell morgin aer Chosen and impowred to mesur the saied fenc to Cast up the severall Comons or priveledg that Each parson hath upon the Comans or ten acor Lots Liing in Comon and to demand and Resaiev each mans proportion in mony acording to his privelidg and in Caes of Refusall or non paiement within on fortnight the town doth inpower the saied men above named to sue or distraien upon the Estats of everie porson dubl the value of his proportion and whatsoever the above naemd parsons shall be out about the above saied buiesines that is absolutly nesesarie Chorges shall be alowed them by the town the parsons apoiented giving a faiethfull acount of what thay doe Resaiev —— ——

[133] may 19 1679

at the saem metting as on the other sied

4thly it was mutualy voted that the penalty for Keping a Cow upon the Comons for this year shall be ten shillings in mony and soe for horsis or other Catt acording to former orders and it is to be — understood the saied penaltie shall be paied as often as the saied Catol shall be found trespasing upon the Comons and if any parson shall Refues to gieve an acount of what Catl thay keep thay shall pay the sum of fiev shillings as a fien for so Refusing and pay theor trespas besieds if thay aer found

trespasers and the parsons apoiented to se this order put in execution aer Jaems denis Richard Rowland Robert Bartlot and Samuell morgin whoe are fully Impowred to sew all parsons whoe aer Brakers of this order and to taek the on half thay Recover for theaier paiens and Render the Remaiender to the town and the tiem apointed to drieve the Comans and to worn all porsons to observe this order shall be upon saturday next

Sargant william nick was Chosen to searv upon the Jurie of trialls at the next Countie Court to be holden at Salem

1stly at a generall town metting Julie 14: 1679: it was mutualy votted that the order above which gieves power to the porsons apoiented to Look after the Comons to taek 5^{s} for refusing to gieve an acount of what Cattell thay Kep is repeald and the order that gieves them the on half thay recover for theaier poiens is repeald Liekwies

2d and it is generaly agred that the Select men have ful power to maek such order or orders as thay shall se mett relatting to our Comons and to sue for theoier peanalties in caes thay aer broken ether by themselves or others that thay shall se Caues to Imploy provided theor orders be not repugnant to the Laws of the Cuntrie

[134] Julie 14th 1679

3d it is further agred that the select men shall inpower the parsons apoiented to Look after the Comons vide Jaems denis Richard Rowland Robert bortlott and Samuell morgin to sue Andrew tucker for a dept due to the town in 1677 for keping mor Catl then he had Comanedg for and to present the action from Court to Court untill the action be ended

[135] The Towne Rate made for the yeare 1679 Commited to Thomas Hawkins & Michaell Coes: Constables: Amounting to ~ Eighty Seaven pounds: and Seaventeen shillings disposed of As ffolloweth

Impr: paid Mr. Samuell Cheever for his Sallery:	70^{ll}:00^{s}
paid John Ashton for his pt: Ringing the Bell	02–00
paid Edward Read for his pt: Ringing ye Bell	02–10
paid Mr: John Legg for Goodwife Slater	01:05
paid Goodman pittman for Goodwife Slater	00:05
paid Thaddeus Riddan for expence at his house	02–00

The Constables bill to pay ye towne	04–10
	82:10
In deliquents hands	
Samll: oakman 7^{s} & Samll Clarke: 5^{s}:	0^{ll}–12^{r}–0^{d}
owen Hendy 6^{s}: Joseph Browne 6^{s}	0–12–0
George williams 6^{s}: & John Latteny 6^{s}	0–12–0
John Willcott 5^{s}: Rich: Hawley 5^{s}	0–10–0
Rich: Crocker 12^{d}: will: punchin 12^{d}	0– 2–0
Robert Nicholls 12^{d}: Richard pearc 12^{d}	0– 2–0
	3:01–0
Abatement in the whole Rate to the Constables for what is not gathered	02^{ll}:–06^{s}–00^{d}
	87:17–00

[136] Item: where as there was A Small peec of land for to sett a — House one nere unto the land that was Samuell Condeys: Granted unto Mathew Salter in the yere 1677 by the Select men and accordingly laid out: I the said Mathew Salter doth acknowledge that I have ~ Sold and delivered the said Land unto Christopher Huxstable: and To his heiares and Assignes ffor ever as wittness my hand this 12th day of Apriell in the yere 1680

Left: Richard Knott Clerk

The mark of
M S
Mathew Salter

[137] Att A Generall towne meeting
March ye 22th: 1679/80

The Select men for The yere Ensueing	Mr. Thuddius Riddan John Legg Thomas Pittman Richard Reeth Nathanell walton Jeames Dennis Richard Knott
Chosen this yere for the Towne Clark is Rich: Knott	

Constables for the yere Ensueing: are Chosen viz Richard norman Samuell Sandy & Andrew Tucker

1st It was mutually A Greed that Mr: Samuell Chever

shall have for the yere Ensueing the Sume of Seaventy pounds In money: To bee paid by the Inhabitants According to ~ there prepotion: to bee ratted by the Select men and ~ Gathered by the Constables: And If any refuse to pay ~ ~ money: they shall pay one Quarter part more in Good Marcha^{t} pay as It shall bee Judged by too Sufficient men ~ ~

2d It is mutually A Greed that the Constables Chosen this yere and allsoe from yere to yere: shall from hence forth Give a true And Satisfactory Accoumpt to the Select men: of the towne Rates Commited to the Sd: Constables: by the Sd: Select men by the first day of March yerely: and upon refusiall the Select men shall have power for to sue them and ~ ~ pro Sicute: A Gainst the Said Constables According to law: as ~ they shall see meet — —

3d: The Select men are Impowred for to Choose A Man ~ ~ as they shall see meet for the ringing of the bell at nine A clocke at night for the yere Ensueing ——

4ly – The way wardens that was Chosen the Last yere: are A Gaine Chosen for this yere Ensueing — — —

5ly It is Agreed that Henry Stacy is to Ringe the Bell by the Quarter

[138] 6ly to bee done by the 15th of Aprell

Itt was allsoe Mutually agreed that Richard Rowlan[d] and Thomas Hoakins are Chosen this yeare for to looke after the Swine and to See them Ringed and ordered ~ ~ According to the Last yeres records: that is to say If the hoggs bee unruly and doth dammage: they shall bee both yoaked and If that will nott command them then they shall all soe Cloge them &c or forfett: i^{s}: for every such defeck

7– John peach Sen: and John peach Jun: are Chosen this ffor vewers of ffences — — —

8ly 1stly Att A Towne Meetinge May the 3d: 1680 Itt Was Mutually A Gread that ffor the yere Ensueing that John Devorix Senr: Richard Rowland Robert Bartlett: John Gatchell and the rest of the Inhabitants that hath any: Land That lyeth without the Stone wall ffence and: Beetwene that and the ffive

railed ffence: which Joyneth to the Affore Sd: John — Devorix: his ffarther end of his Stone wall: and Soe runing: Directly To the Marsh of Richard Rowland: that the Affore Said: prsons Shall and will Keepe there Stent: according as fformerly: the lotts and the lands of John Devorix: were formerly Stented: and that The A bove Specified shall keepe noe more then there proper Stents: and that they have Ingaged Soe to doe: and Allsoe att ther own proper Cost and Charges: they doe Ingage them selves for to keepe up the the Sd: fence and to Mainetayne the Gates Hanged: and Substantially to keepe both Gates and fence up in Good repaire as to defend the Benniffitt and priviledges of them selves and Towne Commons upon there owne proper Costs and Charges as to this yere Ensueing

Itt is all Soe Mutually agreed that the ffence A bove Specified is to bee made up and the Gates Compleatly ffitted by the eight of this Instant And the 10th: or 11th: day ffollowing ffor to drive the Commons —— —

2ly It is agreed that there Shall bee a Cow Keeper Chossen ffor this yere Ensueing: and It is wholey Left to the discretion of the Select men: ffor to appointe and A Gree with A herdsman whome they shall think Meet: for his hire as they thinke Good

3ly It was A Greed that Robert Knight: hath Liberty for To fflow the fferry Swamps as to the Bennifitt of his Mill — And It to Continnue dureing the Townes pleasure

4ly A Greed that John Gatchell Thomas Hoakins John Ashdon and Jerimiah Gatchell are Chosen for to looke After the Inhabitants of this towne for to see that they keep noe more Cattle: Cowes: or: Co[w] or: horses or horse Kinde: then: the Generall: Stents of the Town[e] and: lotts doth A low them: and as for any prson or prsons ~

[139] 1680

– – person that Shall bee found: Trespasers as Keepeing more than There Stents: the Affore Said over Seeres of the Commons have ffull power: Strength and vertue: for to Impownd all Such: Cowes – or Cow: or any neat Cattle: or horse: and horse Kinde: Soe often as They

or them Shall bee Soe ffound upon the Commons or in any other Grownds or lotts that are lying in Stent with the Commons and Soe: often as they Shall bee Impounded the owners of the Said Kows or Cattle or horses: bee fore they shall redeeme them out of the pound Shall pay for every Such defect one Shilling in Silver to the A bove Said over Seeres of the Commons for there tyme and paynes, and as ffor any Strange Cowes or other Cattle: or horse Kinde That Shall beelonge to any other Towne: ffor the pounding of Such: the overseers Shall bee paid five Shillings atyme by the owners of the Said Catle or horses or horse Kinde: as often as Such Trespasers are found up on the Commons: and Impounded by the overseeres

5ly: It is A Greed that any Inhabitants Beelongeing to this Towne That are properly Commoners accordinge to the Genrll: Courts order: That hath or doth Keepe any neate Catle or horse Kinde more then — There Stent hath ffree Liberty: and priviledge for to drive or Carry Them over to the neck: and there to Keepe them Gratis: allsoe: It is: ordered That noe Inhabitants of this Towne: which are proper Commoners as Afore Sd: Shall take In or Sufer to bee takne in: or put over to the Affore Sd Neck: any horses or horse Kinde: or any neat Cattele: wich doth or shall Beelonge to Any other towne or Townes them or they: Shall bee liable for to — pay the fforffetture of Tenn Shillings Sillver for every tyme: or tymes that any prson or prsons Soe found Takeing: of any Strange Cattle: or horses in to the A bove Said neck: and for any Such Cowes or neat Cattle wich are Soe found up one the neck by: those men that are Impowred by the Towne: for to take up Tresspassers: have full power for to drive All Such Cattle or horses to the pound: and whoe Soever oneth the Sd: Cattle or horses: shall pay to the Above Sd: Impounders: ffive Shilling in Silver a tyme for every beast Soe pounded: and as often as they shall bee found by them one the Said neck: and pounded by them

[140] The Towne Rate made ffor the yeare: 1680/81 Commited to Left: Richard Norman: Samuell Sandy and

Andrew Tucker Constables: Amounting to ninty pounds: twelve: shillings: more Credtt: by Thomas Hoakins: and micheale Coase: ffowre:^{li} tenn shillings

The Townes Credtt: in ffull Amounteth to: $095^{li}:02^{s}:00^{d}$

March the 14th: 1680/81 The Towne Debtr: as ffolloweth

Impr: paid Mr: Samuell Cheever ffor his Sallery	70^{li}:00:00
paid Edward Read ffor Ringing the Bell	02:10:00
paid Henry Stacy ffor Ringing the Bell	02:00:0[0]
paid ffor The measueres: and expences for ffetching ym:	01:08:0[0]
paid Capt: Samuell Ward ffor Deputy Ship this yeare	03:08:0[0]
To John Waldron for mending the stocks	00:03:00
In the Constables Hands as By Bills doth now appere	:08::16::00
paid To Mr: Thadd: Riddan for this yeares expence	03::10:00
More Creditt in The Select mens hands	00::15:00
	92::10:00

Delinquints: and Abatements: as ffolloweth —

	li. – s: d
To Mr: Moses Maverick: 3^{s}: John Knight under age: 6^{s}:	00:09: 0
Rober Hooper Junr: nott to bee ffound: — :^{s}6:	00:06: 0
Abated Richard Hanniver: 2^{s}: John Bowine under age: ^{s}6:	00:08: 0
John pedrick Junr: Cooper nott then in Towne	00:05: 0
Elieazer: Heaton: ^{s}6: John Haskins Run A way: ^{s}6:	00:12: 0
Grigory Williams: Run A way: ^{s}6: old: pow his rate: ^{s}6:	00:12: 0
	02:12:00
	92:10:00
The whole debt —	95:02: 0

[141] march 14th 1680/81
at a generall town metting Legally warned thes things weor acted
Imprimis. the Select[men] weor as foloweth
mr mosis maverick
John peach Senior
Ambros gall
John waldron
Samuell Ward
2dly Samuell word was Chosen to kep the town book for the yeor Insuing —
3dly william poat was Chosen Cunstabl and benieman gall and John Searll all thes thre weor Chosen Cunstabls for the yeor insuing
4th it was mutually agred that mr Chevers shall have seventie pounds in mony for the yeor insuing to be gatherd and paied acording to the order the Last year
5 its agreed that Edword Red shall ring the bell and Swep the metting hous for this yeor for which he is to have fivtie shillings in mony ——
6 its agred that henerie stasie shall Ring the bell at nien a Clock for which he is to have fortie shillings ——
Resaived of the Select men for the 2 years past the Sum of fiveten shillings in mony and 3 bills amounting to the Sum of Eaight pound sixten shillins
7 thomas pittman nathanill Waltown and Richard Rowland aer Chosen woy wordens for the yeor insuing and aer impowred acording to an order maed to [indistinct] in 72 to act acordingly Refering to the high waies —
[142] at a town metting Leagally worned Aprill 1681
Thomas Powsland was Chosen Clark of the markitt for the year insuing — —
John peach Junior and Ensien Legg wore Chosen with the Select men to agre with mr John deverix and the other owners of the fenc betwen mr deverix form and the town form about mending the saied fenc for this yeor for the keping out of strang Cattell
the Select men aer impowred to Look after the stent by Chosing men for that purpos and impowring them as alsoe to Choos a heords man for this yeor and to agre with him

Aprill 12th 1681
at a metting of the Select men with thos Chosen to Joyn with them on the on partie and mr deverix Richord Rowland Sargant william nick and John gachell on the other port
it was mutually agred by both porties that mr devericks and Company shall maientaien all the fenc as it now stands from the great gaett standing upon the highway to Lin to forist river sufitiant for the yeor insuing at theor own Cost and mr John deverix doth Ingag for him self that he will maek up and maintaien his fenc from abovsaied gaett toe the sea on the southest wheor it ports the town form and his form sufitiant agaienst great Catell at or befor the tenth of may next upon penalltie of paying what the town is damnefied by the unsifitiantie by sayd fenc and the Select men doe in Consideration heorof ingag to pay mr deverix and Companie what theor gaets now standing in saied fenc Cost at ther fir[s]t making —

[143] Aprill 12th 1681
at a metting of the Select men Richard Rowland John deverix Senior and Richard norman senior weor Chosen to Look after the Comons for this yeor and thoy aer herby impowred to taek by distraient thes sum of ten shillings for everie Cow and so proportionablly for all other Catell acording to former town orders and the parsons abov mentiond aer to taek the Saied Sum of all that shall kep any Katell upon the Comons which have not right to kep them upon Saied Comans which Lies on this sied the river head and for what Land Lies upon the neck it is to be understod that Everie Comoner shall have Libertie to send what horsis or drie Cattell thay have of theor own and no other to the neck for thear pasturing for this yeor but thos which have no Comans aer heorby prohibetted to Kep any Catell ether at the neck or or on this sied upon the Comans upon paien of the penalltie abov expresed exept thay hier of them which have to Lett on this sied the river head it is further agred that no porson which hath Comons to Lett shall ether directly or indirectly Lett any Cows Leas to any porson that is not an Inhabitant of this town upon penalty of

ten shillings a hed for everie hed of Catell Let Contrary to this order

[144] August 29th 1681

at a town metting Legally worned — — —

1st Thomas Pittman Senior who was Chosen a Comitioner to Joyn with Select men about making the Cuntrie Raett — — —

2d Erosamus Jaemes was Chosen Granieurieman for the yeor insuing

febewori 21: 1681 at a metting of the Select men Samll Ward was Chosen to mett with the Select men of Salem to agre about the mending and Setling the Charg of the bridg and Causway at forist river which was agred upon as foloweth —

febewrorie 24 1681 it is mutually agred betwen the Select men of the town of Salem in behalf of the town of the on portie and Captin Samuell Ward by order of the Selec[t] men of marblhead and in behalf of the town of marblhead on the other partie: that the bridg over forist river and the Caseway belonging theorunto shall forthwith be repaierid and the Chorg to be equally born betwen the abovsaied towns vidy Salem on half part and marblhead the other half part, and that it shall be maientained from tiem to tiem and at all tiems as theaier may be ocation ether to in Larg or repaier the saem upon the saem Condition as aforsaied each tow[n] baring the on half part theor of

Salem 24: 11: 81 this is a true Copie John hathorn in the naem of the agrement with the Select men of Salem md by order of the Select men

[145] Marblhead is dr 1681

Imprimis

paied mr Chevers for his Sallerie	70–00–00
paied for an ower glass	00–01–00
paied for glasing the metting hous	01–02–00
paied Ambros gall for what the town was Indepted to him las yeor	02–00–00
paied Robert Knight for mending the bell	00–03–00
paied Edword Reed for ringing the bell	02–10–00

paied Samll Ward for 3 weks at the generall Court	03–00–00
paied ditto for Coring in vots for magistrets	00–12–00
paied ditto word for going to Salem Court about forist river bridg and other buiesnes	00–06–00
paied henerie stasie for ringing the bell at nien a clock	02–00–00
paied for mending the pound to Robert Bartlot	00–17–06
paied Ambros gall for expenc about Jaems Curtis	00–07–06
paied in to the tresurer four pounds for a ¼ port of a singl Cuntrie Raett—	04–00–00
Left in Samll Wards hands	00–19– 6
Remaiens to gather in william poats Raett which he is redie to pay upon demand	01–18– 0
mor theor is in his raett not Liekly to be goot	01–06– 0
ther is in John Seorlls raett ungatherd	02–00–00
mor by so much to gather in Benieman galls Raett Recovorabl	03–00–06
mor by severalls in his raett not Liekly to be gatherid	01–13– 6
mor expendid by the Select men	02–10– 0
paied nathanill Waltown for hors hier	00–10– 0
mor by mony in the Select mens hands	05–07– 0
	106–03–06
mor by so much Lost by men Ratted and not to be found	001–09– 6
	107–13–10

[146] pr Contras: Cr 1681

Imprimis by So much paied by the Select men for the yeor 1680 the sum of	00–15–00
paied by Andrew tucker	02–08–00
paied by Samuell Sanden in part of his bill	03–00–00

by a raett maed and Comitted to William Poatt Benieman gall and John Seorll Cunstabls amounting to the Sum of	99–12–00
Resaived of Leutnt richard norman of his Last yeors bill the sum of	01–00–00
mor Resaived by the Cunstabls abov what was in theor raetts	00–18–00
	107–13–00

1681
morch

mor Resaived of benieman gall in port of what he is behind of his Raett	00–13– 0
paied Esien Legg for mending windows	00–04– 3
paied mr Reding for Expenc at the metting hous	00–03–00

168[2]

Janveri 4th then Resaived of John Sorll in mony and 2 bills	01–14– 0
by thomas manings Raett not paied nor Lieklie	00–06– 0
	02 00– 0

168[2] at a generall Town metting

march 24 benieman gall is fullie aquitted for the sum of 3–00–6^{d} that he stands indepted on the other sied	03– 0– 6
william poat is Cr by soe much paied to the Town toe ther full satisfaction for the Sum he stands indepted on the other sied which amounts to the Sum of	01–18– 0

[147]

1 march 1681 at a town metting Leagally wornd the Select[men] Chosen for the yeor Insuing woer

Cunstabls for this yeor	Ambros gall
Elias Hendlie	Richord Norman
Thomas Candidg	Joseph doliver
John Pedrick	William Brown
at the neck ——	and Samuell Ward

Imprimis it was Cleorly votted that mr Samuell Chevers shall have for the yeor insuing the Sum of seventi fievs pounds in mony to be paied by raett as formerlye
2dly it is agred that the Select men shall have power to agre with a Lattin skollmaster for the teaching of our Chilren in the Lattin tong and to gieve such in Coridgment as thay Can agre with on for not exeding fieve pounds
3dly mr Cristover Lattimor Lieutenant Norman and John Waldron aer Chosen Cullers of fish for the year Insuing that is to be understod both for morchantabl and refus fish acording as buier and Seller shall have ocation for any of ethir sort of fish to be Culd
The way wordens aer the saem that waer Last year and theor order the Saem — — —
It is agreed, that the Selectmen together with mr Thaddeus Riddan, John Peach junr, Ensigne Legg and Thomas Pitman shall have power, and hereby are authorized to look after all persons who for the enlargement of their owne proprietyes have any where encroached, and taken in any of ye Towne land; and to bring such persons to an agreement, and the giving reasonable satisfaction to them in behalfe of ye Towne and in case of refusall to sue and arrest such persons for their such taking in of the sd Land
2d The aforesd persons are also authurized & impowred to agree with such particular persons as make use of ye Towne land yearly for their flake yards, and to require and take from them a yearly reasonable acknowledgment, which by this order the sd occupyers are bound to pay from year to year.

[148] 3d The aforesd persons [al]so are impowred to grant out particular small parce[lls] of Land for house lotts in such places as may not be prejudiciall to ye Towne to such persons as may be beneficiall to the same for such reasonable consideration as they shall judge convenient:

Aprill 13 168[2]

at a metting of the Select men thes orders waer maed
Imprimis that all Swien above half a yeor old shall be sufitiantly yokd and ringd by the 20th of this month and

Soe to be Continued untill the 15th of octobr next upon penaltie of 2^{s}: 6^{d} pr hed to be paied by the owners of Saied swien and in caes of Refusall theor goods is to be distraiend to the vallue abov saied and John Ashton is Chosen to Look after this order and to taek the fiens
2dly it was orderid that all generall and partickular fencis be sufitiantly maed up by the twentieth of this month upon penaltie of 5^{s} a rod to be paied by the owner of such fenc as is adiudged in sufitiant and all Such fencs aer to be Continued and kept in good repaier untill the Last of october next upon the penaltie abovsaied and the parsons Chosen to Look after this order aer thomas pittman senior and Robert Bartlot whoe aer fully impowred to se this order fulfild
168[2]
August 8 the Select men with thos apoiented to Joyn with them have sold to John Abitt 22 foot of Land in Length and 20 foot in bredth Lieng at the Est end of his Land he now Inioyeth to be frelie inioyed by him and his Eaiers for ever for which he hath paied the sum of ten shillings in full sattisfaction

[149] August 21st
Thomas Powsland being Sworn Clork of the Morkitt Resaived the town waights which waer as folowoth the waights on: 56^{lb} on 28 on 14^{lb} on 7^{lb} on 2^{lb} on 1^{lb} on ½^{lb} on ¼ on ⅛^{lb} of a pound on ouns on ½ ouns on ¼ of an ouns
mesurs on ½ bushill 1 peck on wien quort on wien pient on wien ½ pient on aell quort on all pient
on ell on yord
September 4th 1681
at a metting of the Select men with them Chosen to Joien with them
it was agread with John Stasie for Room for a shop upon the Rock betwen John Codners fenc and richard reds stage provided it be not preiuditiall to richard reds woshing and Coring up fish the bounds aer fourten foott fronting to the sea and twentie foot up and down to the Sea word

providid it doe not dameige the hie woy abov it for which he hath paid the Sum of twetie shillings*

1681

A the saem tiem Sold to John John bortoll Junior a porsell of Land and Roks boundid with the hie woy upon the north west the Comons upon the Southwest John Codners fish fenc upon the Southeast a Rock upon the northest the Land is seven polls to the South west fiev pols to the South est thre polls to the north est and fiev pols to the north west for which he hath paid the sum of twentie shillins which is in full what it was sold for the Land is sold to him [and] his heoiers for ever —

[150] septembr 4th 168[2]

Sold by the porsans as on the other sied to Jaems mer[itt] a porsill of Land in morblhead boundid with a hiewoy upon the southest the fenc of thomas pittman upon the northwest Samuell meritt upon the northest henerie Rusell upon the west the Land is fiev pooll from Somue[ll] meritts wall along the hie woy four pooll and half to thomas pittmans wall Leeving a hie woy betwen henerie Rusells Land and saied meritts Land and the rest of the Land is boundid as the fenc now runs and for this Land soe boundid the saied meritt hath paied the sum of twelve shillings which is full satisfaction for the saied Land and the Saied Land is frelie sold to Saied meritt and his heoiers for ever

Sold to John Legroe a porsill of Land and Rocks Lieing and being in marblhead boundid six Rod southest agaienst the hie woy four Rood and half to the northest seven Rod and half to the northwest fiev rod to the west word for which Land the Saied John Legroe hath paied the Sum of ten shillings and the Land is sold to him and his heaiers for ever the Land Lieth betwen Samuell merits John [hoyle] and vinson stilson his hous — — 81

[151] desembr 22d 1682

at a metting of the Select men the day and year above mentiond with thos Chosen to Joyn with them

* The land grants beginning on this page with one to John Stacey and ending on page 154, original pagination, with the grant to Andrew Tucker appear to be duplicated on pages 1, 16-21, original pagination.

it was agread with Joseph nickolson in behalf of himself and Robert Bartlott that thay shall pay to the town for whatt tiem thay have maed us of the Land belonging to the town for maeking theor fish and building flaeks for the tiem past the Sum of ten shillings

This bill biendeth mr Richord Read fisherman to paie or Caues to be paied to the Select men of morbellhead the full and Just Sum of Eaight pounds in Curant mony of new england at or befor the 20th of may next which is for the improvement of a porsell of the towns Land from the yeor 62 to this day which Land is adioning to a stage buielt upon Saied Land and for the the true porformanc heorof I biend myself eaiers and asiens firmlie by thes presants

as witnes my hand

Richeard Reed

John Pears
John Legg

Resaived of Richord Reed the full sum of the above [mentioned] [I say] Resaived by me

[152] at the Saeme metting as on the other Sied the Select men with thoes apoiented to Joyn with them have agred with Robert bortlott and Joseph nickolson as followeth — —

that thay the Saied Bortlott and nickolson shall for themselves theaier eaires and Sucksesers frelie Inioy all that Land by them now posesed and occupied Joyning to theor stages Ling and being in morbhead betwen the fenc of John Codner upon the north and northest and the fenc of william nick upon the South west to have and to hold the Saied Land with all the privelliges and apurtenances thearuntoe belonging for on hundred yeors and a day thay the Saied bortlott and nickolson or theor Sucksesers paying ten shillings ayeor to the town of morblhead or whom thay shall apoient to Resaive the Saeme and in Caes of non payment by the porties above Saied or theor Sucksesers upon the 25th of march yeorlie then this Leas to be voied and of non efect the first paiement to paied the 25th of march 1684 for the true performanc heorof

we have Sett to our hands the day and yeor above mentiond

Robart Bartlett
his mork
Joseph ƎI N nickolson

Testis
Samll Ward Recorder

[153] desemr 22 1682

at a metting of the Select men with those Chosen to Joyn with them thay have agread with Richord Read as followeth — —

thay have Leased to Richord Read all that porsell of Land that is now Improved by him Joyning to John Codner upon the Southwest the hieway upon the northest the morch of John Codner upon the north west and the hieway upon the Southest: to have and to hold the Saied Land for himself his heaiers and Sucksesers for the full term of on hundred yeors and a day the Saied Read or his Sucksesers paing to the town of morblhead the Sum of twentie shillings a yeor or to whom thay shall apoient and in Caes of non paiement on the 25th of moch yerlie then this Leas to stand voyd and of non efect the first paiement to be paied upon the 25th of morch 1684 and for the true perfomanc heorof the saied Read hath Sett to his hand Richeard:– Reed

Tested
Samll Ward Recorder

Jeneworie 5th 1682/83

at a metting of the Select men with thos Chosen to Joyn with them the day and yeor abov written

agred with Andrew tucker for the Land that he hath built twoe houses upon at the neck neor his fish fenc with half an acker of Land to be Laied out to Saied tucker adioyning to Saied houses for which Land and his improvment of a porsell of Land for his fish yard to this day he is to pay the town the sum of thre pounds in mony at or befor the tenth of Jun next or the Select men in behalf of the town — —

his mork
[Sa]mll word Recorder Andrew Λ tucker

Resaived of this above mentiond agrement the Sum of twentie shillings in mony this 24th of Julie 1683

[154] at a metting as on the other siede —
the Select men with them Chosen to Joyn with them thay have Leased to Andrew tucker all that Land that he hath now inclosed for a fish fenc for on hundred year and a day the Land is boundid with a fenc of ston wall which Land Saied tucker is to Inioy for himself and his Sucksesers untill the term of on hundred yeors and a day be Expired he the Saied tucker or his sucksesers paieing the Select men or ther order the Sum of ten shilling a year during the Saied time and in Caes of Refusall or non paiement by Saied tucker or his sucksesers upon the 25th of morch in the yer 1684 and soe yerlie then the Land is to return to the town agaien and for the true porformanc herof he hath his mark set his hand

his mark
Andrew Λ tucker

witness Samll word Recorder

[155] Marbhead Town is dr for the yeor 1682

by Soe much paied mr Chevers for his Sallerie:—	75ll–00s–00d
by Soe much paied Eword Reed for ringing the bell	02–10–00
by Soe much paied Elias hendlie for waights	02–10–04.
by Soe much paid dittoe hendlie for Charges about the burieng a man Cast ashor at the ferre	00–10–00
by Soe much paied Jaems denis for a Cofin and mending the metting hous	00–12–00
by Soe much in John pedericks hand at the neck	04–00–00:
by Soe much Lost in John pedrick Raett	01–18–00
by Soe much Left in Elias hendlies hands as apeors by a bill under his hand	07–15– 6.
by Soe much Lost out of Elias hendlies Raett	04–08– 8.
by Soe much Lost in Thomas Candidg his Raett	02–12—0
by Soe much in Samll Wards hands	06–10—9
by Soe much Left in mr Chevers his hand	00–05—0

by Soe much paied Ensien Legg for Glasing windows at the metting hous	00–04—3
by Soe much paied mr Reding	00–03—0
by Soe much expended by the Select men	02–04—6
	111–03—0

[156] The Town is Cr pr Contrae

by a Raett made by the Select men and Comitted to the Cunstabls amounting to the Sum of	103^{u}– 9^{s}– 0^{d}
to Soe much paied by John Serll	001–14– 0
to Soe much paied by benieman gall	000–13–00
to Soe much Left in hand Last yeor	005–07–00
	111– 3–00

[157] march 19th 1682/83

At a Town metting Legally warned ffor choice of Select men & Constables: &c:

Imps

The Select men: made choice of were
- Capt: Ward
- Ensign Legg
- Thomas Pitman senr:
- Erasmus James
- Nathaniel Walton:

Capt: Ward is chosen to keep the Towne book for ye year:

William Beal, John Abbott and Edward Homan Senr: Coope[r] are chosen Constables for this year ensuing:

2[d] it was votted that mr Chevers shall have Seventie five pounds in mony for the year insuing to be gathrd by Raette as formorlie

3d the Select men are Impowred to Sell and Leas Land acording to the order Last year together with John peach Junior Richard Reed and nickolas Andros whoe with the Select men have full power to act acording to the order Last year

4 it was muttualy agred that John Peorll shall have Libertie to penn the watter which flows into the great Swamp Called the woolf Swamp and that Swamp which lieth goeing to the ferie for seven years provided the Saied

perll doe kep a water mill in Repair at all Sesens when he hath watter to griend the towns Corn and in Caes the Saied perll shall se Caues to Lay down his mill then the privelledg of said Swamp Return to the town agaien

march 24th: 1682/83

at town metting Legally worned it is agred that Jaems denis John waldron Richard Rowland John gachell are Chosen woy wordens for the year insuing and to taeke the wholl Charg of all the hie woyes belonging to the town that thay be sufitiantly mended upon penalltie of twentie shillings a pes in Caes of neglect or refusall to ues ther best endevor to acomplish the saem in tiem and Seson Convenient and the saied parsons aer herby impowred to Comand all parsons to atend ther order for efecting the Saem and in Caes that is to be understod from sixten years old and upwards that are inhabitants in the town and all tems or Carts belonging to the town and in Caes of Refusall or non apeoranc being Legally worned then the way wardens are herby inpowred to distraien twoe shillings and six penc for everi porson disoboying this order and ten shilling for everie team that shall not observe the abovsaied Sd order theor is but on man expected from a hous which sends a team

[158] may 7th 16[82]/83

1st at a town metting Legally worned it was votted that Thomas Taieller shall keep the Cows for this year to begin the 8th of may and Continue untill the 15th of octobr and for his Labor faiethfully performed he is to have the sum of eaight pounds and ten shillings in mony the on half by the first of Julie and the remaiender when his tiem is expired the mony to be paied by the Select men and all parsons that keep milch Cows upon the Comons from John haris his hous to Richard Downings are to pay thear Equall proportion to the herdsman the half of which is to be Brought to the Select men at or befor the first of Julie next and the other half to be paied at or befor the 15th of octobr next upon penaltie of dubling the Saied Sum (to be distraiend upon theor goods that shall neglect or refus: to obey this order) by the Cunstabl:

2d it is agred that noe hors or hors kind of 2 yeors

old and upward shall goe upon the Comons unbranded and without fetters or Shackols on the penalltie of five shillings in mony from the 20th of Aprill untill the 20th of octobr after notis given to the owner thay are to pay as often as thay shall be found without fetters or shackells— Jeremiah Gachell John deverix Junior and Richard Trivett are Chosen to Look after the prosecution of Saied order and taek the the penaltie of: 5ˢ: for theaier paiens of the owners

and are further Impowred to [go] after strang horsis and hors kiend of other towns or nett Cattell and to Impound the Saem and take the penaltie alowed by Law for any Such horsis or Cattell as shall be found trespasers upon the Comons and have the wholl for theor paiens for the Trespas as it Relaetts to the herbidge and brech of the Cuntrie order Relatting to thear gooing unfetterid and the above saied parsons are to ues ther best indevor from tiem to tiem to keep the Comons Clear of them and prosecutt the Law to the uttmost agaienst all delinquents the Comoners giving them for thear Incoridgment free Comonage for thear thre partick[ular] horsis the next Sumer

[159] may 7th 1683

at the Saem metting as on the other sied— it is agreed that the former order and stint for all Cattell on the Comons shall stand good and be obsarved by all

William Beall John Peach Junior Jaems Denis Nathanill waltown and Nickolas Andros are Impowred to Look after The stint of Cattell on the Comons farm and ten ackor Loots That non may keep above theair stint any Cattell or horsis on Saied Land on the penaltie of five shillings in silver for everie Cow soe oft as in the Sumer thay shall be found so trespasing which wholl penaltie shall be paied to the parsons for ther paiens for the further Restraiening all delinquents it is orderid that all which shall inform the aforsaied parsons of the Breach of this order and maek due proof therof shall be alowed by them on third part of the wholl penaltie due by this order

at the Saem metting the parsons abovsaied are Joyntlie and Severally impowred and employed ether to impound

restraien or Comence or prosecutt any Suett or Suetts from Court to Court toe efect agaienst all or any parson or parsons that shall exede in pastoring upon the Towne Comons or any other Lands Lieng in Comons within the presinks of this towne of marblhead mor then the former stints have usually ben: votted and Confirmed as abovesaied

may 10th at a metting of the Select men

it was agred that all fences belonging to this town be sufitiantlie maed up by the 20th of this Instant upon penaltie of 3[d] pr rodd for eveerie rodd not sufitiant from the day above saied untill the 20th of octobr next the porsons apoiented to vew Saied fences aer Lieutenant norman and Joseph doliver

2[d] all Swien are to be sufitiantlie yokd and Ringed from the 20th of may to the 20th of octobr upon penaltie of twelve penc a pes to be taken by distraint by Thomas Hawkins and Jaems stilson whoe aer Chosen and impowred to Look after this order for all Swien that goe upon the Comons above half a year old Controrie to this order

[160] Julie 18th 1683

whereas theor was an agrement maede betwen the town and Thomas tailler about keping the town heord baring daett may the: 7th: 1683 at a metting of the Select men the day and yeor above saied the Saied taieller doth disanull the Saied agrement and doth agre with the Select men to Resaive of the Severall inhabitant twelve penc pr Cow for everie milch Cow that is kept from John horis his hous to Richard downings and to demand and gather the mony of the Severall porsons Consarnd and doth frelie exept of it for full satisfaction for his Cow keping for the tiem he hath ingaged to kep them as witness his hand

his mork
Thomas × Tiller

[161] The Towne Dr 1683

by Soe much paied mr Samuell Chevers by order: 075–00–00

by Soe much paied Edward Rede for Ringing the bell	002–10–00
by Soe much paied doctor Chadwink for keping Scoole	006–00–00
by Soe much paied Samll Clark by order	000–06–00
paied John waldron for a brand Iron	000–02–06
paied Jaems denis for mending the stoks	000–03–00
paied Edword Reed for a Lock for the metting hous	000–03–06
paied Samll Ward for a barell of powder with a Caes	005–12–00
paied Jeremiah Gachell drumer	000–10-00
by soe much in the Cunstabl beall Abitt and hoallmans hands as apears by theor Severall bills	029–10–00
by Soe much expended by the Select men and Cunstabls about the towne busines not yett paied	002–02–00
by Soe much Lost in the Severall Cunstabls Lists by Severall men Raetted and not to be found with Severall others dead and Sum Run a way and gon	016–02–09
	138–01– 9

Wheoras theor is the Sum of 29^{ll}–10^{s}–0^{d} due from the Cunstabls as opeors above theor is of this Sum fortic twoe shillings due to Samll word for expenc for the Select men and Cunstabls which is to be taken out of the above saied Sum and then ther remaiens Cleor to the town the Sum of 27^{ll}–8^{s}–00^{d}

BOOK REVIEWS.

JOSEPH SMITH, AN AMERICAN PROPHET. By John Henry Evans. 1933. 447 pp., octavo, cloth, illus. New York: The Macmillan Company. Price, $4.00.

This life of the Mormon prophet, written by a member of the Church of the Latter Day Saints, gives the best picture of that spectacular, strange and fascinating personality, that has been published. Although tinged with rather a roseate hue in his fervor for the cause, the amazing story as told by Mr. Evans makes a good case for the founder of the great Mormon church. Smith was a native of New York state, but his forbears for more than two hundred years were of our own Essex County in Massachusetts—the Smiths, Curtises, Goulds and others of Topsfield and Boxford. The author divides the book into three parts—the early life of Smith, his religious philosophy, and Smith's own account of himself and his work. It is not always easy to reconcile the statements made by the author, as when he claims his subject to have been "born in the lowest ranks of poverty, without book-learning," with no taste for reading, and yet quotes many passages in Smith's speeches and writings showing more than ordinary attainments before his death at the age of thirty-nine. Perhaps he was inspired, or was a genius, perhaps he absorbed knowledge from some of his disciples who were men of ability. It is also difficult to understand why the Mormons of the early days were driven from town to town, and why their lot was such a hard one if they were as far above reproach as the author states. Mr. Evans goes quite minutely into the persecutions of the prophet and his people by the settlers of the frontier, and leads us to inquire what the provocation was for such villainous conduct. There is little doubt that plural marriage, as advocated at that time, was the cause of the vehement opposition to the sect.

With all due allowance for his enthusiasm for the tenets of his faith, Mr. Evans has written a fascinating story of a remarkable man. He has had access to the tremendous collection of documents belonging to the Mormon church, and whether or not one follows the religious philosophy of the prophet, or whether or not one believes in the prophet's discovery of the Brass Plates of the Nephites, as told in the "Book of Mormon," this biography is well worth reading.

It is an enlightening revelation of a nineteenth century movement which has spread to all corners of the world, with millions of adherents.

FRANKLIN D. ROOSEVELT'S COLONIAL ANCESTORS. By Alvin Page Johnson. 1933. 222 pp., octavo, cloth, illus. Boston: Lothrop, Lee and Shepard Co. Price, $2.50.

The author, who is a resident of Swampscott, has been interested in the genealogy of the Roosevelt family for more than thirty years, and when it seemed probable that Franklin D. Roosevelt would become President, Mr. Johnson began a systematic arrangement of his data, with the result that he has produced a most interesting record, particularly of the New England ancestry of this distinguished family. Besides the Dutch, German, Swedish and Huguenot ancestors who came to New Netherland, the various family ramifications connect with Plymouth, Boston, Ipswich, Salem, Connecticut and Rhode Island. By means of charts which supplement the text, the lines are easily traced. Among New England names are Stoughton, Howland, Southworth, Cole, Burt, Cheever, Bill, Huntington, Perkins, Clark, Lothrop, Lyman, Dane, and Peter Palfrey of Salem, with many other Colonial names of note. Recommended to genealogical libraries.

MEN AND WOMEN OF PLANTAGENET ENGLAND. By Dorothy Margaret Stuart. 1932. 286 pp., octavo, cloth, illus. New York: Harcourt, Brace and Company. Price, $2.00.

The author has crowded into this volume an almost unbelievable amount of valuable information on the manners and customs of the ancestors of all Americans of English descent. The reign of the Plantagenets was a period rich in color and comedy, incident and romance, and Miss Stuart has woven into her story so much of humor that the centuries-old affairs become a fascinating human-interest picture. As a book of ready reference it contains a description of the rise and practice of heraldry of much assistance to the amateur, and of the knights and their squires, the craftsmen and merchants, poets and players, pilgrims, nuns and friars, singers of songs and tellers of tales, and the condition of womankind during this period.

LOW GENEALOGY. The Descendants of Seth Low and Mary Porter. By Abbot Low Moffat. 1932. 74 pp., with index, mimeograph copy, stiff paper cover, several charts, index. Price, $3.00. Address: Abbot Low Moffat, 136 East 79th Street, New York City.

This genealogy of the Low family of Salem and New York, well known as eminent shipping merchants in the last century, has been prepared by a descendant, whose purpose has been to collect all available data, the nucleus of a more extended work, giving biographical matter and thus translating names into living characters. The Essex County ancestry is very thoroughly brought out, including old families of Essex, Ipswich, Topsfield, Salem and Danvers. A welcome record of this distinguished family. Recommended to genealogical libraries.

ANDREW JACKSON. THE BORDER CAPTAIN. By Marquis James. 1933. 461 pp., octavo, cloth, illus. Indianapolis: The Bobbs-Merrill Company. Price, $3.50.

This volume is a life of Jackson before he became the seventh President of the United States, from the time of his youth and law-student days in North Carolina until as a border captain he won the applause of thousands as a national military hero. The book is full of action, as might be expected in a life of such a born leader who was "the most roaring, rollicking, game-cocking, horse-racing, card-playing, mischievous fellow that ever lived in Salisbury." Here is the tale of a dynamic personality,—Attorney-General of Tennessee at twenty-one, with his tumultuous courtship and marriage to Rachel Donelson Robards, with all the gossip that kept his hand on his pistol for thirty years; the most popular Judge the state had ever had, enforcing his own decisions with firearms; a colleague with Burr, but not in the conspiracy; the Dickinson duel, and the war with England, whose inveterate enemy he was; "Old Hickory's" fruitless march to Natchez; the Creek War and New Orleans with its victory; and last, the seizure and governorship of Florida. He was indeed a Celtic chieftain, who was at once one of the most beloved and most hated of all Americans of his time. Voluminous documentary notes, a bibliography and an index complete the biography of this extraordinary son of the "Garden of the Waxhaws."

LIGHTHOUSES AND LIGHTSHIPS OF THE UNITED STATES. By George R. Putnam. Revised edition. 1933. 324 pp., octavo, cloth, illus. Boston: Houghton Mifflin Company. Price, $3.50.

This new edition of the author's previous work, published in 1917, contains additional material which has been called forth because of the notable advance that has been made in

the application of radio for signalling and for communication. Mr. Putnam, who is United States Commissioner of Lighthouses, can speak with authority on this most interesting subject. Beginning with the building of Boston Light just two centuries ago, he deals historically and descriptively with the lights in various parts of the country and the accompanying interesting engineering achievements. He explains how the lights are operated and contributes many thrilling narratives of adventure in which lighthouse-keepers have been involved. Chapters on lights of the Colonial and early Federal period in New England are of especial interest.

INSCRIPTIONS FROM GRAVESTONES FROM THE OLD BURYING GROUND, NORWICH TOWN, CONNECTICUT. With Address by George S. Porter. 1933. 168 pp., quarto, cloth. Norwich: The Bulletin Press. Price, $5.00.

The Society of the Founders of Norwich, Connecticut, are the sponsors of this valuable record, which is handsomely printed and contains verbatim copies of inscriptions, to which is added a full name index. There are over 1400 copies of inscriptions, and an index of 1733 names of burials from 1706 to 1850, comprising some of Connecticut's most distinguished statesmen, legislators, lawyers and judges, as well as many whose graves have been marked by patriotic societies. Such names as Leffingwell, Huntington, Tracy, Waterman and others appear. Strongly recommended to genealogical libraries.

SOLDIERS AND SAILORS OF THE REVOLUTION FROM BLANDFORD, MASSACHUSETTS. Compiled by Sumner Gilbert Wood. 1933. 52 pp., octavo, cloth. Price, $1.75.

Mr. Wood has given us another volume on the town of Blandford and to him the descendants of the old families there should be everlastingly grateful. A most painstaking record of the Revolutionary soldiers has been compiled, not only from the 17 volumes published by the Commonwealth, but from many private sources in various parts of the country. The labor involved in making such a list even from the volumes already published is apparent to anyone familiar with the variants in spelling and also the lack of mention of places of residence of so many of the soldiers there recorded. A name and geographical index is appended. Mr. Wood has set an example for other towns to follow. Strongly recommended to genealogical libraries.

LORD JEFFERY AMHERST, A SOLDIER OF THE KING. By J. C. Long. 1933. 373 pp., octavo, cloth, illus. New York: The Macmillan Company. Price, $4.00.

Mr. Long, as a graduate of Amherst College and a research worker, naturally felt an urge to dig into the seventeen chests in the cellar of a country house in Kent, England, which contained the correspondence of Jeffery, Lord Amherst, and which had remained unknown to history for nearly 140 years. This biography is largely based on letters written between 1750 and 1800. He was in the service of King George II for many years. Mr. Long gives a vivid picture of this soldier's life, which covered most of the 18th century, with service in various countries, at one time in charge of Hessian troops which were later transported to the English colonies in America. Made a Major-General by William Pitt in 1758, he became Commander-in-Chief of the forces besieging Louisburg. Other scenes of his campaigns in America were Boston, where his troops were camped on the Common, Ticonderoga, Quebec, Montreal and New York. At the last named place he was appointed Commander-in-chief of all the British forces in North America. His subsequent career, after his return to England in 1763, included a peerage for his great services, and with the fall of Pitt and the rise of Lord North he came into favor once more. His knowledge of American affairs was of much assistance to the British during the American Revolution, but he refused to serve with the British troops during the war. He received many letters from officers who kept him posted on affairs in America. Israel Putnam, who had served under him at Ticonderoga in the earlier war, was mentioned in a letter written in 1774, in which the writer tells of the seriousness of the English situation. He wrote: "All the Provinces are sending presents to the people at Boston, ship loads of rice from Carolina, tobacco from Virginia, flour and money from Philadelphia. Lately General Putnam from Connecticut drove flocks of sheep . . . and told the people openly that he would bring to their aid 14,000 men." The Battle of Lexington was described by letter from General Gage to Lord Amherst as "a little action near Boston on April 19." This volume will prove of intense interest to both English and American students of eighteenth century history. It is an admirable biography of a character considerably neglected by historians.

SIBLEY: AUTOBIOGRAPHY AND LETTERS. Edited by Theodore C. Blegen. 1932. 75 pp., octavo, cloth. Minneapolis: The Voyageur Press. Price, $2.00.

This is the first volume brought out by a private press, whose sponsors have undertaken to publish monographs relating to Minnesota. Much of the material that forms the background of Minnesota history is reposing in the archives of the Minnesota Historical Society and similar organizations. Fur trader, Congressman, Governor, Henry Hastings Sibley is called the most prominent figure in that state from 1834 to 1891. His correspondence, account books and other papers are important in a study of the early life of the western country. The Sibleys were originally from old Salem. A worthy contribution, but an index should have been provided.

BALLADS AND SEA SONGS OF NEWFOUNDLAND. Collected and edited by Elisabeth Bristol Greenleaf; Music recorded in the Field by Grace Yarrow Mansfield. 1933. 94 pp., octavo, cloth, illus. Cambridge: Harvard University Press. Price, $5.00.

It is a most valuable work that has been undertaken—to preserve the old-time or folk songs of a community before it is too late. The same course should be pursued in other sections of North America. President MacCracken and the Trustees of Vassar College financed the expedition, and the result of the work is a volume of remarkable interest and of tremendous value. These author school-teachers went from house to house, one recording the words of the old songs as the natives sang them, and the other writing the score. Dr. MacCracken writes: "Western culture is not fully conscious of its heritage from the Old World, nor does it properly value the treasure trove in its own soil. . . . Much remains to be done before our acknowledged debt to the Old World is properly balanced by our own contributions." Nearly 200 songs are given, a large proportion accompanied by the music, and an index of first lines is appended. It is a handsome volume and a great contribution to the knowledge of folk-songs.

GENERAL GAGE'S INFORMERS. New Material Upon Lexington and Concord; Benjamin Thompson as Loyalist and the Treachery of Benjamin Church, Jr. By Allen French. 1932. 207 pp., octavo, cloth, illus. Ann Arbor: University of Michigan Press. Price, $2.50.

Mr. French, who has written informative monographs on

the affair at Concord and Lexington, again has made us indebted to him for new material on the subject. Through the Gage manuscripts, which were purchased by Mr. Clements in 1930 for the William L. Clements Library at Ann Arbor, Mr. French has been able to secure facts which supplement his work on those papers when they reposed in the Public Record Office in London. In fact, two scrap books of papers not seen at that time have provided Mr. French with authentic proof of Church's duplicity and a surprising self-betrayal of Thompson. The latter, before he became Count Rumford, has a Salem interest. As a young man he was employed by the merchant, John Appleton, and in his leisure hours absorbed much scientific knowledge from the members of the Philosophical Library of the time. There will be no necessity of looking further for proof of Church's position.

THE HUSSEY-CUMBERLAND MISSION AND AMERICAN INDEPENDENCE. An Essay in the Diplomacy of the American Revolution. By Samuel Flagg Bemis. 1931. 195 pp., octavo, cloth. Princeton: Princeton University Press. Price, $3.50.

Dr. Bemis, a former Worcester resident and now Professor of History in the George Washington University, has done much highly valuable research work on various phases of American history. He brings out in this volume new source material on certain factors of European diplomacy one hundred and fifty years ago, and of their implications, through the connection of the Franco-American alliance, for American independence. From documents in Spain, London and at the Clements Library in Ann Arbor, many of which Dr. Bemis was able to have photo-copied while he was Director of the European Section of the Library of Congress, he has produced a study enlightening to the student of the foundations of American foreign policy. The mission of Hussey and Cumberland to Spain in 1780 to further England's hope of detaching that nation from her alliance with France, resulted in colorful negotiations which soon involved practically all of the great nations of Europe.

HENRY ADAMS. By James Truslow Adams. 1933. 246 pp., octavo, cloth, illus. New York: Albert and Charles Boni, Inc. Price, $2.50.

Now, less than fifteen years after the death of the author of "The Education," Henry Adams stands out as one of the

amazing intellects of our time and a great figure in American literature. It is fitting that James Truslow Adams, who has already given us much valuable data on this famous family, which he is particular to state is in no way connected with his own, should write the first biography of Henry Adams. An ancestral heritage that included two presidents, three ministers to England, two ministers to negotiate peace with England, any number of Congressional and Senatorial terms, three reputations in letters and scholarship, any amount of foreign residence and education, no financial worry, with social recognition on two continents, pronounced good and bad inherited traits—this was a heritage which, the author says, Henry Adams on his death bed was convinced had caused his life to be a failure. The author again has produced a fascinating story of a remarkable career.

CHINA'S FOREIGN RELATIONS, 1917-1931. By Robert T. Pollard, Ph.D. 1933. 416 pp., octavo, cloth. New York: The Macmillan Company. Price, $3.50.

This volume represents the first attempt to deal impartially and in detail with a highly significant period of China's diplomatic history. The well known work of Dr. Hosea Ballou Morse on the International Relations of the Chinese Empire divided the history of China's modern contact with the Western world into three periods. The Period of Conflict lasted until 1860; the Period of Submission extended to 1894, and was succeeded by the Period of Subjection. The fourth period, which Dr. Pollard terms the Period of Recovery, began in 1917, and of this and the subsequent years he treats. This study traces the treaty movement from 1917, when the first of the major treaties with Japan was abrogated, until 1931, when many of the Chinese objectives had been gained. It is a useful book for an understanding of the recent Sino-Japanese conflict over Manchuria. The author is Assistant Professor of Oriental Studies, University of Washington.

FOREIGN INVESTMENTS IN CHINA. By C. F. Remer. 1933. 708 pp., octavo, cloth. New York: The Macmillan Company. Price, $5.00.

This volume, which was sponsored by the Social Science Research Council of New York and Dr. Remer's own University of Washington, where he is Professor of Economics, presents the result of a gigantic task in the study of the investments in China of individual countries. The facts concerning business investments, together with a new study

of remittances to China from overseas Chinese and a critical study of the valuation of China's exports, enabled estimates to be made of China's balances of international payments since 1900, and for individual years since 1928. The problem of the country's economic relations with the outside world is represented as centering in capital investments. The economic situation in so many countries was involved in this study that the author is justified in the statement that "the fact that the work could be done at all, in looking back over the four years, seems something of a triumph." Dr. Remer approaches the problem in a different way and with far more accurate results than has been done previously. Investigation involved work in Japan, China, Russia, Germany, France, England and the United States, and conferences with business men, bankers, especially in Hong Kong, and political leaders. In this volume the various countries are treated separately; the book is well documented and there is an adequate index.

THE LIFE AND WRITINGS OF HUGH HENRY BRACKENRIDGE. By Claude Milton Newlin. 1932. Princeton: Princeton University Press. 328 pp., octavo, cloth. Price, $5.00

The author has presented, in this volume, the biography of "our first back-country writer." His writings give us glimpses of colonial Pennsylvania, of Princeton College, of the Revolution, of frontier society, and of the Whiskey Insurrection. He was an organizer of Jeffersonian democracy, and in describing Brackenridge's career new sidelights on American history have been shown. Mr. Newlin has been able to use sources that have been only slightly exploited and in many cases not previously used at all. A friend of Freneau and a poet in collaboration with that friend of freedom, a graduate of Princeton, editor and owner of the *United States Magazine* and later of the *Pittsburg Gazette,* this eighteenth century Scot became a man to be reckoned with as an ardent exponent of Jeffersonian democracy, although he was sometimes in conflict with the radicals of his party. He became a circuit judge and published "Law Miscellanies." His published works, of which the author gives a chronological list, show an ambition but not sufficient talent to produce the great works of which he dreamed. Neither did the frontier after the Revolution provide a social background suitable to the encouragement of literary production.

QUAKER MILITANT. JOHN GREENLEAF WHITTIER. By Albert Mordell. 1933. 354 pp., octavo, cloth, illus. Boston: Houghton, Mifflin Company. Price, $3.50.

This life of Whittier has especial interest for members of the Essex Institute, as the author made considerable use of the valuable Whittier material in the Library of the Institute. Parts of the book give evidence of thorough research, especially the chapters about Whittier's work as newspaper editor and contributor and those about his Abolition activities. These chapters, furthermore, are good reading—a vigorous account of strenuous years.

When Mr. Mordell turns to more intimate matters in the poet's life, particularly his religion and his "philandering" celibacy, he is led astray by his interest in Whittier as a demonstration of Freudian theories. One need not accept Whittier's religious faith to believe that it gives evidence of being a hard-won victory rather than an escape from reality. As for the "psychic impotence" which caused him to repel the advances of women whom he had attracted, such statements need more proof than Mr. Mordell gives; and there are sufficient obvious errors in fact and interpretation to justify our distrust of this much-advertised part of the book. One is tempted to quote one word which may be seen in Whittier's handwriting on the margin of a newspaper clipping in an old scrap-book at the Whittier home in Amesbury, the clipping containing a sentimental account of a supposed love affair of the poet's youth. Whittier's marginal note is—"Nonsense." R. H. W.

SELECTED LETTERS OF GEORGE EDWARD WOODBERRY. With an Introduction by Walter De La Mare. 1933. 282 pp., octavo, illus. Boston: Houghton Mifflin Company. Price, $3.50.

This distinguished son of Essex County, as a poet, as a critic, and as a teacher of literature will occupy a permanent niche in the history of American letters. Wrote James Russell Lowell to Thomas Wentworth Higginson in 1875: "There is a young man in the present junior class, Geo. E. Woodberry by name, who has, as I think, remarkable literary talent. I have seen no themes at all equal to his in the four or five years I have been on the Examining Committee." Woodberry's active life justified this confidence in his ability. The present selection of his correspondence, with the introduction by Walter de la Mare, constitutes as complete and effective a biography as is possible to obtain. The letters

have been admirably chosen, showing his philosophy of life as nothing else could. His heart and roots were in New England; with true artistic temperament he deplored the mercenary tendency of the times; he needed money himself, although fate never was very generous. This volume is very readable and should meet with a hearty response from all friends of literature.

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